[redacted]

From: FOI
Sent: 01 March 2024 10:00
To: [redacted]
Subject: FOI 018-24 - Response
Attachments: TheWindsorFirstPartyConstitution_Redacted.pdf; WindsorFirstParyFinance_Redacted.pdf; 2023-07-14 - Windsor First RP1 registration note_Redacted.pdf; 2023-09-11-Homeland Party-Constitution_Redacted.pdf; HomelandPartyFinancialSchemev2.05thSeptember_Redacted.pdf; 2023-09-11-Homeland Party-RP1_Redacted.pdf

Dear [redacted],

Our Ref: FOI-018-24

Thank you for your email to the Electoral Commission dated 2 February 2024.

The Commission aims to respond to requests for information promptly and has done so within the statutory timeframe of twenty working days.

Your request is shown below followed by our response.

Please provide the current constitution, financial scheme and assessments done by the electoral commission of all party registration documents of the parties: 'windsor first' and 'homeland party'. thank you. please send electronically

Our response is as follows:

We hold the information you have requested.

Please find attached the registered constitutions and financial schemes of both Windsor First and Homeland Party. Please also find the Registration team assessments which saw these parties, and by extension their documents, registered.

Exemption: section 42(1) – legal professional privilege
We have redacted and withheld some of the information relating to this request under section 42(1) of the Freedom of Information (FOI) Act. Section 42 provides an exemption for information that is protected by Legal Professional Privilege (LPP). This exemption protects communications between lawyers and their clients for the purpose of obtaining legal advice, or documents created by or for lawyers for the purpose of litigation.

Public interest test
Application of the section 42(1) exemption is subject to the public interest test. There are a number of factors that must be weighed in the balance to consider whether the public interest in applying the exemption outweighs the public interest in disclosure. The factors we have considered are set out below.

The arguments considered in favour of disclosure
There is a general presumption in favour of disclosure and there is a general public interest in authorities being accountable for the quality of their decision-making. Ensuring that decisions have been made on the basis of good quality legal advice is part of that accountability. There is a legitimate public interest in our registration process and it being transparent. Transparency in the decision-making process and access to the information upon which decisions have been made can enhance this accountability, as well as public understanding and involvement in the democratic process. It could also be seen that there is a public interest in some cases in knowing whether or not legal advice has been followed.

The arguments considered against disclosure
Section 42 reflects a strong public interest in the Electoral Commission being able to communicate freely and frankly with its legal advisers to provide and receive advice in confidence. Public authorities require high quality and comprehensive legal advice for the effective conduct of their business. The ability of the Electoral Commission to obtain confidential legal advice so it can take robust and legally sound registration decisions is in the public interest. There is a very strong element of not disclosing in the public interest inbuilt into the concept of Legal Professional Privilege and this has long been recognised, by the Information Commissioner, the Information Tribunal and the courts, and it reflects the importance of legal advice being sought, and given, in confidence. Moreover, the legally privileged material relates to a relatively recent decision of the Commission. Disclosure of the material is not necessary in order to understand the Commission's registration decision in this instance.

Conclusion
After carefully considering the opposing public interest arguments in favour of engaging the exemption and in favour of releasing the information, there is, we believe, a strong and overriding public interest in maintaining the principle of legal professional privilege.

Exemption: Section 40(2) - personal information
You will notice that certain personal details have been redacted from the documents we are releasing. Section 40(2) of the FOI Act provides for an exemption where the information requested constitutes personal data as defined by the Data Protection Act 2018 (DPA), and where release of the information requested would breach one of the data protection principles. Some of the information contained in the requested information falls within the description of personal data as defined by the DPA because the information relates directly to an identifiable living individual. This includes names and contact details of individuals in some instances. The individuals in some cases are junior staff members and they would not reasonably expect their information to be released.

The Commission strives to be an open, transparent authority and I trust that this information satisfies your request.

If you are not satisfied with this response, please note that the Commission operates a review procedure, details of which can be found on the Commission website at: https://www.electoralcommission.org.uk/freedom-information/make-a-freedom-information-request.

Please also note that if you have exhausted all internal Commission review procedures and you are still not satisfied you have the right to appeal to the Information Commissioner. Details of this procedure can be found on the ICO website: https://ico.org.uk/.

Yours sincerely

Information Officer
FOI@electoralcommission.org.uk

The Electoral Commission
electoralcommission.org.uk

Constitution of
The Windsor First Party

(As registered on the Great Britain political parties register)

1. Name

1.1 The name of the Party shall be The Windsor First Party (the Party).

2. Objectives

The Windsor First Party shall represent the interests of Windsor residents, and:

2.1 Put Windsor at the heart of decisions made by the Royal Borough of Windsor & Maidenhead (RBWM).

2.2 Define and deliver a programme of improvements to Windsor including (but not limited to) parks, open spaces, allotments, highways, libraries, sports facilities and street cleaning.

2.3 Encourage residents to volunteer for activities across Windsor.

2.4 Select suitable candidates to stand for election to the RBWM.

3. Membership

3.1. Membership of The Windsor First Party is open to any individual living in RBWM. Candidates.

3.2, Members must not be a member of any other political party.

3.3. Every member must pay an annual subscription of such amount as the Executive recommends from time to time. The membership fee will be set annually and approved at the Annual General Meeting.

4. Officers & Executive Committee

The Officers of the Party shall be Leader, Treasurer and Nominations Officer, who shall be elected annually.

4. 1 Leader - the main spokesperson of the Windsor First Party is legally responsible for carrying out the role of Treasurer should there be no Treasurer or should the Treasurer resign,

4.2 Treasurer – is to handle the financial affairs of the Windsor First Party in compliance with Electoral Commission rules and, present financial reports and accounts to General Meetings;

4.3 Nominating Officer - will authorise the use of the party’s name, descriptions and emblems

on ballot papers and is responsible under the Representation of the People Act 1983 for giving written authorisation for candidates to stand on behalf of the Party;

4.4 The general and financial business of the Party shall be conducted by a committee (the "Executive"). The Executive shall consist of:

(a) The Officers of the Party;
(b) Up to Three Ordinary Members, elected or co-opted annually;

4.5 The Executive may fill any vacancy occurring among the Officers or Ordinary Members for a term expiring not later than that of the next AGM.

4.6 Any vacancy amongst the Officers shall be filled from amongst the other members of the Executive. The party will notify the EC withn 14 days of a vaccancy arising.

4.7 The Executive shall be responsible for notifying all appointments to the Electoral Commission within the statutory timeframe set by the Commission.

4.8 In urgent circumstances, the Officers may act on behalf of the Executive They shall report on all such actions to the next meeting of the Executive.

5. Elections of Executive Members

5.1 The Officers shall be elected by the members of the Party.

5.2 The term of office for Officers shall be for period of 12 months.

5.3 The names and addresses of all Executive members shall be kept by the Nominating Officer.

6. General meetings

6.1 The Annual General Meeting (AGM) shall be on a day and at a time and place decided by the Executive

6.2 The Executive may postpone an AGM if it would conflict with any public election involving the Party's candidates.

6.3 The business of the AGM shall be:

(a) To receive reports from all the Officers on their activities in the last year;

(b) To receive reports from councillors and candidates representing wards or divisions falling wholly or partially within the RBWM,

(c) To consider, and if thought fit adopt, the accounts for the previous financial year together with an independent report on those accounts and the budget for the current financial year;

(d) To appoint a person to produce an independent report on the accounts for the current financial year;

(e) To consider any motion which has been submitted by any two members of the Party to the Executive in time for circulation with the notice of the AGM;

(f) Any other business specified by the constitution, or directed by the Executive.

6.4 The Executive shall give all members at least 14 days written notice of the time and place of the AGM.

6.5 A Special General Meeting may be convened by the Officers, the Executive or on receipt of a requisition signed by at least one fifth of the Branch's membership. Such a meeting shall be convened within 28 days of being requested, and with members being given at least 14 days written notice of its time and place. It shall only conduct business stated in the notice calling it.

6.6 Three members shall form the quorum at any General Meeting.

6.7 Notice and minutes of all General Meetings and Executive Meetings shall be kept by the Nominating Officer.

7. Candidates for public office

7.1. All prospective candidates for election to the RBWM shall be interviewed and approved by the Executive

7.2 All prospective candidates must not say or conduct themselves in a manner that may bring the Party into disrepute.

8. Finance

8.1 The Treasurer shall keep, maintain for six years, and pass to his or her successor accounting records which shall be available for inspection in accordance with the Political Parties, Elections and Referendums Act 2000.

8.2 All funds received by or on behalf of the Windsor First Party aside of membership fees, shall be reviewed by the Treasurer, before banking, who may accept or reject their receipt, in accordance with Electoral Commission rules and instruct their return to the donor if rejected.

8.3 The Treasurer shall annually produce accounts which shall be approved by the Executive.

8.4 The Treasurer shall submit the accounts of the Party together with an independent report to the Annual General Meeting

8.5 The authorised signatories on any branch bank account shall be at least two in number, and shall not come solely from members of any one family.

9. Constitution and Interpretation

9.1 Amendments to this constitution may only be made by a two-third majority at a General Meeting. Details of any proposed change shall be sent to all members with the notice of the General Meeting.

9.2 Any changes to this constitution shall only come into force after being approved by the Executive Committee

9.3 A copy of this constitution shall be kept by the Leader.

9.4 The Party may be dissolved at a General Meeting by a resolution passed by two thirds of

the members present and voting. Notice for such a meeting must be 28days.

9.5. In the event of dissolution, the members of the Executive holding office will remain responsible for the orderly winding up of the affairs of the Party.

9.6. After paying or making provision for all debts and liabilities of the Party, the Executive shall transfer any remaining assets to one or more registered charities operating in Windsor.

9.7 The Executive shall be the Sole Authority for the interpretation of this Constitution and its decision on this or upon any matter not provided in this Constitution shall be final and binding.

9.8 Any dispute as to the interpretation of this Constitution or any action taken or proposed by one or more members of the Executive may be resolved by unanimous decision of the Executive.

Financial scheme

The Windsor First Party

Introduction

1.1 This scheme sets out how The Windsor First Party ('the party') will organise its financial affairs to comply with the Political Parties, Elections and Referendums Act 2000 ('the Act').

Constitution

1.2 A copy of The Windsor First Party's constitution, setting out our structure and organisation, and how we take decisions about the management of the party, is attached to this scheme or has been provided separately to the Electoral Commission.

Accounting units

1.3 The The Windsor First Party] does not wish to register any separate accounting units with the Commission.[1]

Organisations within the party

1.4 For the purpose of compliance with the Act, the financial affairs of any local branches or affiliated organisations of the party, whether currently existing or to be established in future, will be wholly controlled by the party treasurer.

Financial year

1.5 The party's financial year will run from 1 January to 31 December.

Role of the party treasurer

1.6 Gary Cunningham, the registered treasurer of The Windsor First Party is responsible for the whole party's compliance with the requirements of the Act, including the following:

Annual accounts

1.7 The Windsor First Party will submit our annual statement of accounts to the Commission by the required date, being 30 April of the year following the end of the financial year if both our expenditure and income are under £250,000 in that year, or 7 July of the year following the end of our financial year if either our expenditure or income exceeds £250,000 in that year. We

[1] Please refer to sections 2.13 and 2.14 in our brief guide *Registering a political party.*

understand that if our income or expenditure exceeds £250,000 our accounts must be submitted with an auditor's certificate.

1.8 In order to comply with this requirement, Gary Cunnngham has:

- put in place arrangements for ensuring that annual statements of accounts for the party are prepared, approved, audited where necessary and submitted to the Commission by the prescribed deadline for each register the party is on
- put in place accounting processes capable of meeting the Act's accounting record keeping requirements and of any regulations made by the Commission about the format of statements of accounts

Donations and Loans (regulated transactions)

1.9 [The Windsor First Party] will report the donations and loans it receives each quarter to the Commission, for each of the registers it is registered on, within the following timescales:

- quarter 1 (1 January – 31 March) by 30 April of that year
- quarter 2 (1 April – 30 June) by 30 July of that year
- quarter 3 (1 July – 30 September) by 30 October of that year
- quarter 4 (1 October – 31 December) by 30 January of the following year

1.10 In order to comply with this requirement, Gary Cunningham] will:

For donations:

- record information for all donations of more than £500, including:
  - amount or value of the donation
  - full name of donor
  - registered address of donor
  - company registration number (if applicable)
  - date on which the donation was received
  - date on which the donation was accepted or returned
  - information about the trust (if applicable)[2]
- check the permissibility of any donations over £500 within 30 days of receipt[3]
- ensure that impermissible or unidentifiable donations of more than £500 to the party are recorded as outlined above and returned to the sender or financial institution that transferred the money or, if that is not possible, surrendered to the Commission
- ensure that a submission of quarterly donation reports covering donations exceeding £7,500 (including aggregates of donations and regulated transactions) and any impermissible or anonymous donations of more than £500 is made to the Commission within the above timescales; submitting a nil return if there are no reportable donations[4]

[2] More details can be found in our guidance documents by visiting our parties pages at: http://www.electoralcommission.org.uk/guidance/those-we-regulate/register-a-new-party
[3] See above.
[4] See above.

- provide weekly donation reports to the Commission during UK Parliamentary election campaigns if we are contesting the election

1.11 We understand that if we submit four consecutive quarterly nil donation returns, we will then be exempt from submitting further quarterly returns in respect of donations until we receive a reportable donation.

1.12 We also understand that separate quarterly donation returns must be submitted if we appear on the Northern Ireland register of political parties.

For loans (regulated transactions):

- record information about all regulated transactions (loans, credit facilities, etc.) of more than £500, including:
  - value of benefit of the transaction
  - name of all authorised participants
  - registered addresses of participants
  - company registration number (if applicable)
  - nature of the transaction
  - date agreement entered
  - the terms of the transaction
- ensure that the party does not enter into any regulated transactions over £500 with unauthorised participants
- ensure that a submission of quarterly transaction reports covering transactions exceeding £7,500 (including aggregates of donations and regulated transactions) and any void transactions or transactions of more than £500 entered into with an unauthorised participant is made to the Commission within the prescribed timescales; submit a nil return if there are no reportable transactions
- ensure weekly regulated transaction reports can be submitted during UK Parliamentary election periods if we are contesting the election

1.13 We understand that if the party has submitted four consecutive quarterly nil loans returns, we will then be exempt from submitting further quarterly returns until we enter into a reportable loan.

1.14 We also understand that separate quarterly loan returns must be submitted if we appear on the Northern Ireland register of political parties.

Campaign expenditure

1.15 The party will submit a campaign expenditure return if we have candidates contesting a UK Parliamentary election, European election, Scottish Parliamentary election, National Assembly of Wales election, or Northern Ireland Assembly election. The campaign expenditure return will be submitted within three months of the date of the election if our expenditure is less than £250,000 or within six months of the date of the election if our expenditure exceeds £250,000. We note that if our expenditure during the campaign exceeds £250,000 our return must be submitted with an auditor's certificate.

1.16 In order to ensure compliance with the legislation, Gary Cunningham will:

- ensure that campaign expenditure and claims payments are duly authorised, received and paid on time and that all relevant receipts and invoices are kept
- put in place budgeting and monitoring arrangements to ensure that campaign expenditure is within the statutory limits
- ensure the compilation, auditing (if necessary) and timely submission to the Commission of a campaign expenditure return within the statutory deadlines

Referendums

1.17 If the party participates in a referendum to which Part VII of the Act applies, The Windsor First Party will develop and put in place arrangements for complying with the controls on referendum expenditure. We will do this by adapting our arrangements for the control of campaign expenditure.

Grants

1.18 The Windsor First Party will ensure that any grants from the Commission to the party are spent in accordance with the conditions of grant imposed by the Commission. We agree to cooperate with any associated audit requirements specified by the Commission.

Changes to registered details

1.19 The Windsor First Party will ensure that the party's details that are registered with the Commission are kept up to date. We will inform the Commission of any changes to registered officers within 14 days of the change and any other changes within 28 days.

1.20 We will ensure that our RP8 annual confirmation of registered details and £25 fee are submitted to the Commission with the annual statement of accounts by 30 April of the following year (if our expenditure or income is less than £250,000) or by 7 July of the following year (if our expenditure or income exceeds £250,000).

1.21 We note that failure to submit our RP8 annual confirmation of registered details within the prescribed timescale will result in our statutory removal from the register of political parties. We understand that this would mean that the party would no longer be able to field candidates at elections under the Windsor First Party.

Penalties and offences

1.22 [The Windsor First Party] understands that the Commission may impose civil penalties on parties that fail to comply with their legal obligations,

including failures to submit statutory returns on time. The party also understands that failure to comply with certain legal requirements of being a registered political party is a criminal offence.

Role of other party officers

1.23 Should the appointment of the registered party treasurer terminate for any reason, then the registered party leader will, until a new treasurer is appointed, be treated as the party treasurer and will be responsible for ensuring that the party complies with its legal obligations.

1.24 Should the treasurer whose appointment is terminated also be party leader, then the nominating officer will, until a new treasurer is appointed, be treated as the party treasurer.

1.25 Should the treasurer whose appointment is terminated also be party leader and nominating officer, then the other registered officer will, until a new treasurer is appointed, be treated as the party treasurer.

Promoting compliance with the Act

1.26 The Party will have processes in place to ensure compliance with its legal obligations. The registered treasurer, Gary Cunningham, will ensure that the registered leader and all other officers and members of The Windsor First Party have sufficient knowledge of our financial obligations under the Act to ensure that the party as a whole complies with these obligations.

Amendments to the financial scheme

1.27 The registered treasurer, Gary Cunningham, will ensure that any proposed amendments to this financial scheme are submitted to the Commission for approval.

WINDSOR FIRST

APPLICATION TO REGISTER IN GB

Contents

Decision and Approval Board comments 2
Recommendation of Registration Team member 3
Registration Team member assessment 4
Applicant party information 4
Application history 4
Consideration of the Welsh Language Measure 4
Intention to stand candidates 5
Application form 6
Constitution 7
Financial scheme 10
Asset and Liability Declaration 11
Name 12
Descriptions 13
Description 1 13
Emblems 14
Emblem 1 14
Register searches 19
Table 1: Similarity score results 19
Table 2: Identity marks that contain words in the proposed identity marks 20

Decision and Approval Board comments

Applicant party name: Windsor First

Application type: RP1

Relevant register: England

Application details and recommendation	**Decision and Approval Board comments**
Constitution (**A**) Financial scheme (**A**) Proposed party name: Windsor First (**A**) Proposed descriptions: 1. Putting Windsor First (**A**) Proposed emblems: 1.  (**A**)	**Initial view (please add initials and date):** LE – 01/09/23 – As recommended I am minded to approve the name, constitution, financial scheme, description and emblem. **Approval Board comments (please add initials and date):** RT 05/09/23: I agree with the recommendations and with the initial view. [redacted] 5/9/23: I also agree with the recommendations and initial view. CW 06/09/2023 – I agree with the recommendations and initial view. TH 07.09.2023: I agree with the recommendations and the initial view. CH 08/09/23: I agree with the recommendation and the initial view. AON 08/09/23: I agree with the recommendation and the initial view. **Decision (please add initials and date):** LE – 17/09/23 – I approve the name, constitution, financial scheme, description and emblem.

Recommendation of Registration Team member

1. In making my recommendations I have considered the requirements and statutory tests set out in the Political Parties, Elections and Referendums Act 2000 (PPERA).
2. I recommend that the Commission **approve** the party's application.
3. My recommendations in relation to each aspect of the application are set out as follows:

Application	-	**A**	Meets the legal requirements
Asset and liability declaration	-	**A**	Meets the legal requirements
Constitution	-	**A**	Sets out the structure and organisation of the party in sufficient detail
Financial scheme	-	**A**	Sets out the arrangements for regulating the financial affairs of the party and has been adopted
Name	Windsor First	**A**	Satisfies the requirements of a name under PPERA
Description 1	Putting Windsor First	**A**	Satisfies the requirements of a description under PPERA
Emblem 1		**A**	Satisfies the requirements of an emblem under PPERA

[redacted]

27 July 2023

Registration Team member assessment

Applicant party information

Link to party accounts	Website, Twitter, Facebook

4. I have searched and cannot find a website, Twitter or Facebook account relating to the applicant party.
5. The proposed leader, Edward Wilson, and the proposed nominating officer, Richard Margison, stood as independent candidates at the Royal Borough of Windsor and Maidenhead Local Elections 2023[1].

Application history

Link to application docs	Application, Financial Scheme, Constitution, Emblem 1	
Part of the register	England	
Date first lodged	**Date considered complete**	**Date published for comment**
14 July 2023	14 July 2023	27 July 2023

6. The party submitted and paid for the application via PEF Online on 14 July 2023.
    a. The applicant has previously applied to register as a political party and the applications were rejected on 30 January 2023 and 20 March 2023 on the grounds that the proposed constitution and financial scheme were not compliant with PPERA.

Consideration of the Welsh Language Measure

7. As a public body operating in Wales, we are required to carry out our functions in line with the Welsh Language (Wales) Measure 2011 and the Welsh Language Standards. We are required to treat the Welsh language no less favourably than English in performing our functions in Wales.
8. I have considered these requirements insofar as they relate to our assessment of this registration application, including the application of the statutory tests under Part II of PPERA.

[1] https://www.getreading.co.uk/news/reading-berkshire-news/windsor-maidenhead-election-results-full-26848951

9. To this end, as the party has not applied to contest elections in Wales, I do not consider that these requirements have any further relevance to this application.

Intention to stand candidates

10. The party's application form states that the party intends to stand candidates in England.
11. The party's constitution lists as one of the party's objectives to select suitable candidates to stand for election to the RBWM (2.4).

Application form

Link to application form	Application form
Recommendation	**Approve**
Summary reason	Meet the statutory requirements

12. I **am** satisfied that the required fee has been provided.
    a. The party paid the application fee via PEF Online on 14 July 2023, transaction ID [redacted].
13. I **am** satisfied that the party have provided the address of the headquarters, or that where they have provided a correspondence address, that there is no evidence that the party has a headquarters.
14. I **am** satisfied that the party have applied to register the overall leader of the party, or where the party does not have an overall leader, the leader is registered for a particular purpose.
15. I **am not** aware of any convictions for electoral fraud within the last 5 years for the proposed treasurer, having conducted open-source searches.
16. I **am** satisfied that the officer roles applied for are compliant with PPERA.
    a. The party applied to register a party Leader, Nominating Officer and Treasurer.
    b. The party marked the proposed Leader as additional officer, deputy treasurer and deputy nominating officer.
    c. I note that only registered parties can appoint a deputy Treasurer, and that deputy Nominating Officer is not a registerable role.
    d. Therefore, if the final decision is to approve the application, I recommend that the deputy officers are not registered.
17. I **am** satisfied the party has provided home addresses for all responsible officers.
18. I **am** satisfied that the application has been properly authorised.
19. I **am** satisfied the party has applied for a financial year end that matches that applied for in their financial scheme.

Constitution

Link to constitution	Constitution
Recommendation	**Approve**
Equality Act issue identified	**No**
Summary reason	Sets out the structure and organisation of the party in sufficient detail

20. Paragraph 5(1)(a), Schedule 4 of PPERA prescribes that a party must submit with their application to be registered a copy of their constitution. Section 26(9) of PPERA says that a constitution is the document or documents by which the structure and organisation of the party is determined. Accordingly, the constitution must set out sufficient detail to show the structure and organisation of the party.

21. In my view the constitution **does** show the structure and organisation of the party.

Topics we expect a party to include in their constitution	**Where this is outlined in the constitution, or how this is met.**
Summary and recommendation.	22. **I am satisfied that the constitution adequately demonstrates the structure and organisation of the party and is compliant with PPERA.**
The constitution should reflect which register the party are applying to register in.	23. The constitution does not expressly reference which register the party is applying to be registered in. a. Paragraph 2.4 lists as one of the party's objectives to *"select suitable candidates to stand for election to the RBWM"*. b. Paragraph 7.1 mentions *"prospective candidates for election to the RBWM"*. c. The party operates in England and its application form states the party's intention to stand candidates in England. d. Therefore, I believe it can be inferred that the party is applying to be registered in the Great Britain register of political parties.
The party's aims and objectives.	24. Objectives (2)
A reference to an intention to stand candidates and at which elections.	25. Paragraph 2.4 lists as one of the party's objectives to *"select suitable candidates to stand for election to the RBWM"*.

Topics we expect a party to include in their constitution	**Where this is outlined in the constitution, or how this is met.**
The candidate selection process (or at least a statement that the party will have one).	26. Candidates for public office (7)
The structure of the party and who is responsible for managing the party, including the responsibility of the party officers, the terms of office and procedure for change of those officers.	27. Article 4 establishes that the party will have an Executive Committee consisting of the party officers (Leader, Nominating Officer and Treasurer) and up to 3 ordinary members. a. Term of office: 12 months (5.2). b. The officers will be elected every year by the members of the party (5). c. Leader will carry out the responsibilities of the Treasurer should there be no Treasurer or should the Treasurer resign (4.1) d. Replacing officers: any vacancy amongst the officers shall be filled from amongst the other members of the Executive. The party will notify the EC within 14 days (4.6) 28. Article 4 also provides the responsibilities of the party officers. a. Leader – 4.1 b. Treasurer – 4.2. The Treasurer has additional responsibilities listed on article 8. c. Nominating officer – 4.3.
How the party will make and record decisions, as well as any other governance arrangements. For example the frequency, timing and type of meetings and the quorum for meetings.	29. General meetings (6) a. AGM: i. Purposes: those listed under paragraph 6.3. ii. Notice: at least 14 days (6.4) iii. Frequency: annual, *"on a day and at a time and place decided by the Executive"* (6.1). iv. Quorum: 3 members (6.6). b. Special General Meetings (6.5): i. Purpose: the business stated in the notice calling it. ii. Notice: at least 14 days (6.4) iii. Frequency: when requested by at least 1/5 of the branch. c. Minutes will be kept by the Nominating Officer (6.7)

Topics we expect a party to include in their constitution	**Where this is outlined in the constitution, or how this is met.**
If the party has membership, and if so the process and rules governing that membership.	30. Membership (3)
How the constitution can be changed and the process for dissolution of the party.	31. Constitution and interpretation (9) a. Amendments to the constitution: 2/3 majority at a General Meeting (9.1). b. Dissolution of the party: resolution passed by 2/3 of the members present and voting at a General Meeting (9.4).
That the party have adopted its financial scheme / The constitution must also be consistent with a party's financial scheme	32. The responsibilities of the Treasurer are consistent with the financial scheme. 33. I have not found any provision on the constitution that contradicts the financial scheme.
Equality Act consideration	34. I **have not** identified any issues in the legislation relating to equalities legislation.

Financial scheme

Link to scheme	Financial scheme
Recommendation	**Approve**
Summary reason	Sets out the arrangements for regulating the financial affairs of the party and has been adopted

35. Pursuant to section 26 of PPERA, a party may not be registered unless it has adopted a scheme which sets out the arrangement for regulating the financial affairs of the party for the purposes of PPERA.
36. I am of the view that the scheme **does** set out the arrangements for regulating the financial affairs of the party of the purposes of PPERA.
    a. The party has used the template scheme from the Commission's website.
37. Based on the information available to me, I am of the view that the party **has adopted** the scheme.
    a. I did not find any provision on the constitution that contradicts the financial scheme.
    b. The financial scheme has been digitally signed by all relevant officers of the party.
38. The party's financial year end **does** match the financial year end indicated on the application form.

Asset and Liability Declaration

Link to record	ALR, supporting information
Recommendation	**Approve**
Summary reason	Meets the legal requirements
Pursuant to section 28(3B) of PPERA, a party may not be registered unless it has made a declaration that it the asset/liability is or is not met. Has the party has made a declaration under 28(3B)?	
A declaration has been made and states that an ALR is not required. Having considered the available information I am **satisfied** that the party is not required to provide an ALR.	1. I am not aware of information that indicates the declaration is not properly made.

Name

Proposed name	Windsor First
Recommendation	**Approve**
Summary reason	Satisfies the requirements of a name as per PPERA

39. In making my recommendation I have considered the factors set out in the following paragraphs.

40. The proposed identifier **is not the same** as another identifier on the register.

41. I am of the view that registration of the identifier **is not likely** to result in electors confusing the applicant party with another registered party.

    a. Using electronic search, I have identified some registered identity marks which bear some similarity to the proposed name that can be seen on the example ballot paper below.

OAK, Mary (address in the Constituency) Old Windsor Residents Association	
ASH, James (address in the Constituency) Windsor First	
PINE, Susan (address in the Constituency) West Windsor Residents Association	

    b. It is my opinion that the proposed name is not likely to be confused with 'West Windsor Residents Association' and 'Old Windsor Residents Association'.

        i. All three identity marks refer to the specific geographical area of Windsor, which is the local area the parties intend to stand candidates in.

        ii. I am of the view that the word 'first' is sufficiently different to the expression 'Residents Association' for an elector to distinguish the proposed name from the other two identifiers.

42. The proposed identifier **is not more** than six words.

43. The proposed identifier, in my view, **is not** obscene or offensive.
44. The proposed identifier, in my view, if published is **not likely** to amount to the commission of an offence.
45. The proposed identifier, in my view, is **not likely**, were it to appear on a ballot paper, to result in an elector being misled as to the effect of their vote.
    a. Having undertaken a brief, open-source research, I could not find any information that would lead me to believe that a voter would likely be misled by the proposed name.
        i. Windsor First is the name of a limited company based in Hong Kong that provides banking services[2]. As the company is from Hong Kong, I am not of the view that an elector would believe they are voting for the company in a UK election.
        ii. The first page results returned the following websites: Windsor First (a banking company from Hong Kong), Wikipedia page for the House of Windsor, Windsor First (the banking company from Hong Kong) LinkedIn page, Windsor First School, results from East Berkshire Football League, and first aid courses in Windsor.
        iii. Therefore, I am of the view that a voter would not be misled by the proposed name.
46. The proposed identifier, in my view, is **not likely**, were it to appear on a ballot paper, to contradict, or hinder an elector's understanding of, any directions for their guidance in voting.
47. The proposed identifier **does not** include any script other than Roman Script.
48. The proposed identifier **does not** include a word or expression prohibited by order made by the Secretary of State.

Descriptions

Description 1

Proposed description	Putting Windsor First
Recommendation	**Approve**
Summary reason	Satisfies the requirements of a description as per PPERA

49. In making my recommendation I have considered the factors set out in the following paragraphs.
50. I **am satisfied** that the proposed description amounts to a description under PPERA.

[2] https://windsorfirst.com/

a. Previous decision held that “while the party name is obscured by the positioning of it within the description, it is hard to argue the party is not identified when it includes the entire party name as is”

51. The proposed identifier **is not the same** as another identifier on the register.

52. I am of the view that registration of the identifier **is not likely** to result in electors confusing the applicant party with another registered party.

    a. Identifiers containing the words ‘Putting’ and ‘First’ appear frequently on the register[3] and their inclusion on a description will not confuse an elector.

    b. Furthermore, I am of the view that reference to a specific geographical area (Windsor) is enough for a voter to distinguish the proposed description from other similar identifiers.

53. The proposed identifier **is not more** than six words.

54. The proposed identifier, in my view, **is not** obscene or offensive.

55. The proposed identifier, in my view, if published is **not likely** to amount to the commission of an offence.

56. The proposed identifier, in my view, is **not likely**, were it to appear on a ballot paper, to result in an elector being misled as to the effect of their vote.

    a. Having undertaken brief, open-source research, I could not find any information that would lead me to believe that a voter would likely be misled by the proposed description.

57. The proposed identifier, in my view, is **not likely**, were it to appear on a ballot paper, to contradict, or hinder an elector’s understanding of, any directions for their guidance in voting.

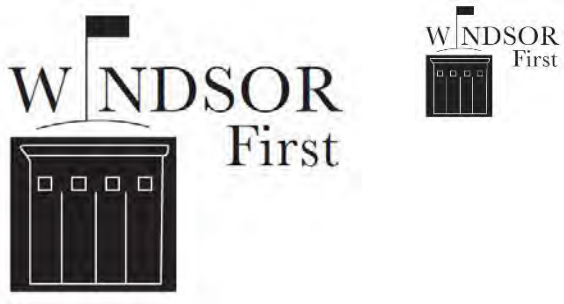
58. The proposed identifier **does not** include any script other than Roman Script.

59. The proposed identifier **does not** include a word or expression prohibited by order made by the Secretary of State.

Emblems

Emblem 1

Proposed emblem



Recommendation **Approve**

[3] Search result

Summary reason	Satisfies the requirements of an emblem as per PPERA

60. **I note that the party submitted duplicate emblems with their application (emblems IDs 8282 and 8461). If the decision is to approve the application, I recommend that one of the emblems be removed from PEF Online to prevent a duplicate emblem to appear on the register.**



61. In making my recommendation I have considered the factors set out in the following paragraphs.

62. I **am satisfied** that the proposed identity mark amounts to an emblem under PPERA.

    a. The proposed identity mark **does** primarily comprise a pictorial or symbolic element. The emblem depicts an image of the round tower of Windsor Castle with a flag on top, that forms the letter 'I' of the word Windsor, which is above the image of the tower. The word First appears below the end of the word Windsor.

    b. As I am not satisfied that this identifier constitutes an emblem, it should be rejected on this basis.

63. The proposed emblem **does meet** the text size requirement set out in the Commission's guidance and is therefore likely to mislead a voter as to the effect of their vote.

64. The proposed identifier **is not the same** as another identifier on the register.

65. I am of the view that registration of the identifier **is not likely** to result in electors confusing the applicant party with another registered party.

    a. Below are the most similar emblems on the register.

    i.  - Active for Plymouth

ii. 

- Foundation Party

iii. 

- Horwich & Blackrod First Independents

iv. 
- Newcastle Independents

v. 

- West Windsor Residents Association

b. The proposed emblem is the image of the round tower of Windsor Castle and contains the party's name in full 'Windsor First'.

c. There are several emblems on the register that depict towers, as can be seen above.

d. It is my view that, because the emblem depicts a landmark with very particular characteristics and presents the party's name in full, that the average voter is not likely to confuse it with the emblems i-iv.

e. However, I note that the round tower of Windsor Castle also appears on the emblem for West Windsor Residents Association (WWRA) (v).

    i. In my opinion, although both emblems have common elements (the round tower of Windsor Castle with a flag on top), these elements differ in style and in their positioning within the emblem.

    ii. While the proposed emblem contains the round tower as the only pictorial element of the emblem, WWRA's emblem presents other pictorial elements - which appears to be a depiction of Windsor Forest and Great Park with a family to the left, a family in front of houses in the middle (likely to represent Windsor residents?) in the middle, Windsor Castle with the round tower in a prominent position to the right and what seems to be the River Thames in the bottom. The full name of the party appears in full on the top left, whereas the party name's acronym (WWRA) is shown on the bottom right.

    iii. I also note a difference in the flags. While the proposed emblem shows the flag as a black straight rectangle, WWRA's emblem depicts a stylizes Union Jack flag in movement.

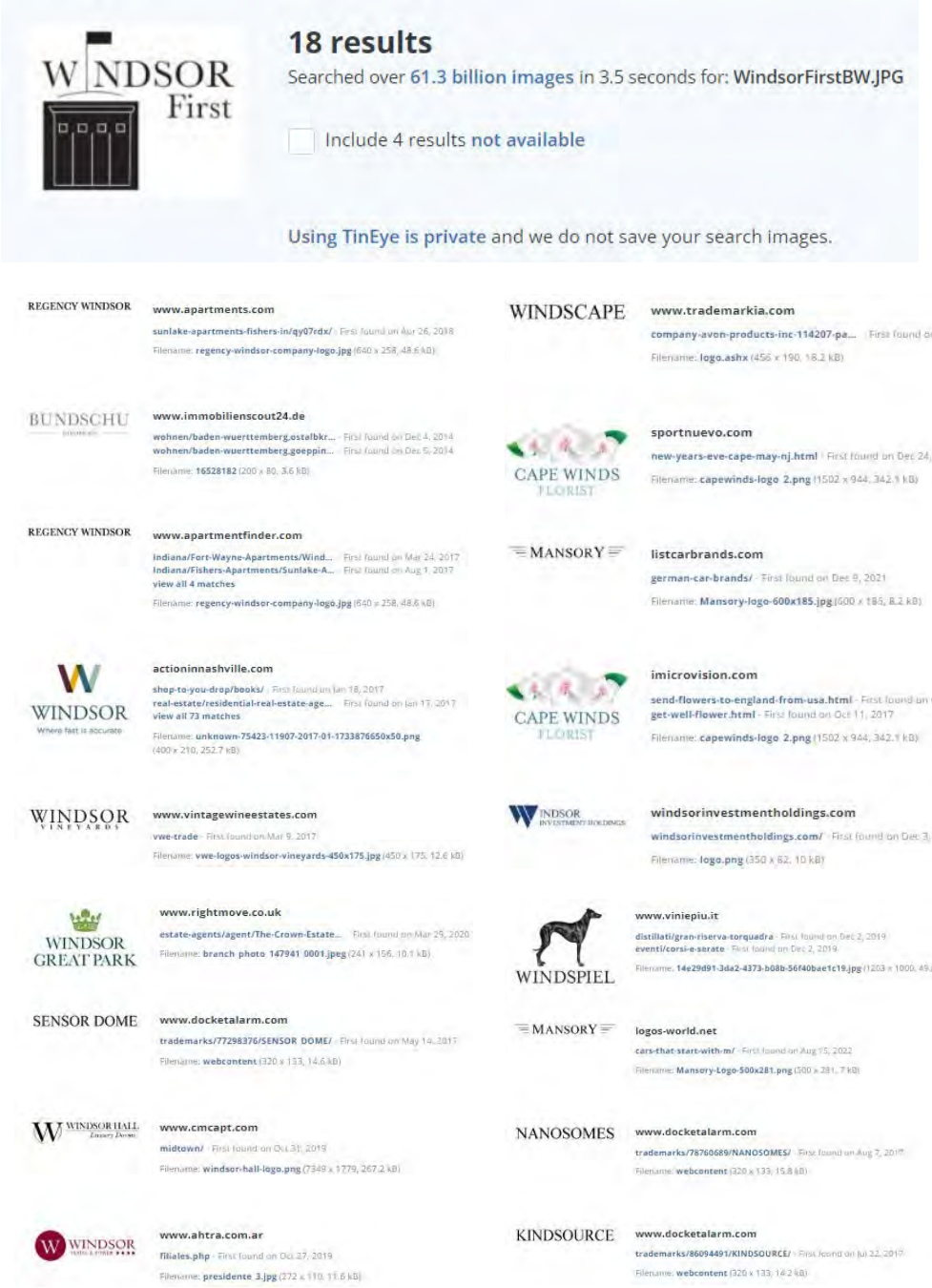
    iv. I believe, therefore, that the average voter would be able to distinguish between the proposed emblem and WWRA's emblem without the fear of confusion.

66. The proposed identifier, in my view, **is not** obscene or offensive.

67. The proposed identifier, in my view, if published is **not likely** to amount to the commission of an offence.

68. The proposed identifier, in my view, is **not likely**, were it to appear on a ballot paper, to result in an elector being misled as to the effect of their vote.

    a. A reverse image search returned 18 results.



Accessed on 27 July 2023

    b. I note that none of the results has a logo/image similar to the proposed emblem.

69. The proposed identifier, in my view, is **not likely**, were it to appear on a ballot paper, to contradict, or hinder an elector's understanding of, any directions for their guidance in voting.

70. The proposed identifier **does not** include a word or expression prohibited by order made by the Secretary of State.

Register searches

Table 1: Similarity score results

71. The following table lists identifiers that are similar to the proposed name or descriptions according to an electronic matching process. The higher the value, the higher the similarity.

72. I undertook the search on the GB (England, Scotland, Wales) register.

Proposed ID Marks	ID Mark	Type	Party registered to	Register	Protected until	Similarity
Windsor First	West Windsor Residents Association	Name	West Windsor Residents Association	Great Britain	-	0.6632
Windsor First	Old Windsor Residents Association	Name	Old Windsor Residents Association	Great Britain	-	0.6600
Windsor First	West Windsor Residents Association (WWRA)	Description	West Windsor Residents Association	Great Britain	-	0.6462
Putting Windsor First	West Windsor Residents Association	Name	West Windsor Residents Association	Great Britain	-	0.4909
Putting Windsor First	Old Windsor Residents Association	Name	Old Windsor Residents Association	Great Britain	-	0.4885
Putting Windsor First	West Windsor Residents Association (WWRA)	Description	West Windsor Residents Association	Great Britain	-	0.4777
Putting Windsor First	Putting Cumbria First	Description	CumbriaFirst	Great Britain	-	0.4225

Putting Windsor First	Putting CumbriaFirst	Description	CumbriaFirst	Great Britain	-	0.4139
Putting Windsor First	FederalUK Putting Citizens First	Description	FederalUK	Great Britain	-	0.4113
Putting Windsor First	Poole People - Putting Poole first	Description	The Party for Poole People Ltd.	Great Britain	-	0.4091
Putting Windsor First	Portishead Independents Putting You First	Description	Portishead Independents	Great Britain	-	0.4076
Putting Windsor First	Independent Union - Putting Hartlepool First	Description	Independent Union	Great Britain	-	0.4071
Putting Windsor First	Always putting Mexborough First	Description	Mexborough First	Great Britain	-	0.4071

Table 2: Identity marks that contain words in the proposed identity marks

73. I have conducted a search to identify where words contained in the proposed descriptions and emblems appear on the registers.

74. I undertook the searches on the GB (England, Scotland, Wales) register.

Word searched for: [Windsor]		
ID Mark	**Type**	**Party registered to**
Old Windsor Residents Association	Name	Old Windsor Residents Association

West Windsor Residents Association	Name	West Windsor Residents Association
West Windsor Residents Association (WWRA)	Description	West Windsor Residents Association
Word searched for: [First]		
ID Mark	**Type**	**Party registered to**
Alliance Party First Candidate	Description	Alliance - Alliance Party of Northern Ireland
Always putting Mexborough First	Description	Mexborough First
Ashfield Independents Putting Hucknall First	Description	Ashfield Independents
Ashfield Independents Putting Kirkby First	Description	Ashfield Independents
Ashfield Independents Putting Selston First	Description	Ashfield Independents
Ashfield Independents Putting Sutton First	Description	Ashfield Independents
Blackrod First Independents	Description	Horwich & Blackrod First Independents
Bollington First	Description	BollingtonFirst
BollingtonFirst	Name	BollingtonFirst
Britain First	Name	Britain First
Britain First - Close The Borders	Description	Britain First
Britain First - Cymru Am Byth	Description	Britain First
Britain First - Long Live England	Description	Britain First
Britain First - No To Immigration	Description	Britain First
Britain First - Save The Union	Description	Britain First
Canvey First	Name	Canvey First
Alliance for London: Londoners First	Description	Alliance for London
Citizen's First	Name	Citizens First
Community First	Name	Community First
Community First. Serving Only You	Description	Community First
Cumbria First	Description	CumbriaFirst
CumbriaFirst	Name	CumbriaFirst

Edlington and Warmsworth First	Name	Edlington and Warmsworth First
Edlington and Warmsworth Residents First	Description	Edlington and Warmsworth First
English Democrats - "Putting England First!"	Description	English Democrats
Farnworth and Kearsley First Party	Name	Farnworth and Kearsley First Party
Future Shepton - Putting Shepton First	Description	Future Shepton
Green Party first choice candidate	Description	Green Party
Britain First - Housing For Locals	Description	Britain First
Hatfield DN7 First	Name	Hatfield DN7 First
Hatfield First Bringing DN7 Community Together	Description	Hatfield DN7 First
Horwich & Blackrod First Independents	Name	Horwich & Blackrod First Independents
Horwich First Independents	Description	Horwich & Blackrod First Independents
Independent Union - Hartlepool First	Description	Independent Union
Independent Union - Putting Hartlepool First	Description	Independent Union
Independent Union - Putting Seaton First	Description	Independent Union
Lincolnshire First Lincolnshire Independent	Description	Lincolnshire Independents Lincolnshire First
Lincolnshire Independent, Lincolnshire First	Description	Lincolnshire Independents Lincolnshire First
Lincolnshire Independents Lincolnshire First	Name	Lincolnshire Independents Lincolnshire First
Little Lever & Darcy Lever First	Name	Little Lever & Darcy Lever First
Llantwit First Independents	Name	Llantwit First Independents
Mansfield Independents – putting local residents first	Description	Mansfield Independents
Mexborough First	Name	Mexborough First
National Housing Party Putting UK First	Description	National Housing Party United Kingdom
National Housing Party UK Citizens First	Description	National Housing Party United Kingdom

Newcastle Independents - Always Putting Newcastle First	Description	Newcastle Independents
Newcastle Independents - Putting Callerton Throckley First	Description	Newcastle Independents
Newcastle Independents - Putting Denton Westerhope First	Description	Newcastle Independents
Newcastle Independents - Putting Lemington Ward First	Description	Newcastle Independents
Newcastle Independents - Putting Newcastle First	Description	Newcastle Independents
Newcastle Independents - Putting Tyneside First	Description	Newcastle Independents
Nottingham Independents Putting Aspley First	Description	Nottingham Independents
Nottingham Independents Putting Bestwood First	Description	Nottingham Independents
Nottingham Independents Putting Bulwell First	Description	Nottingham Independents
Nottingham Independents Putting Clifton First	Description	Nottingham Independents
Nottingham Independents Putting Sherwood First	Description	Nottingham Independents
Nottingham Independents Putting St Ann's First	Description	Nottingham Independents
Mexborough First for The Forgotten Town	Description	Mexborough First
Portishead Independents Putting You First	Description	Portishead Independents
Portsmouth Independents, Drayton and Farlington First	Description	Portsmouth Independent Party
Portsmouth Independents, Eastney & Craneswater First	Description	Portsmouth Independent Party
Portsmouth Independents, Putting Baffins First	Description	Portsmouth Independent Party
Portsmouth Independents, Putting Central Southsea First	Description	Portsmouth Independent Party
Portsmouth Independents, Putting Charles Dickens First	Description	Portsmouth Independent Party
Portsmouth Independents, Putting Copnor First	Description	Portsmouth Independent Party
Portsmouth Independents, Putting Cosham First	Description	Portsmouth Independent Party
Portsmouth Independents, Putting Hilsea First	Description	Portsmouth Independent Party
Portsmouth Independents, Putting Milton First	Description	Portsmouth Independent Party
Portsmouth Independents, Putting Nelson First	Description	Portsmouth Independent Party
Portsmouth Independents, Putting Paulsgrove First	Description	Portsmouth Independent Party

Portsmouth Independents, Putting St Judes First	Description	Portsmouth Independent Party
Nicola Sturgeon for SNP First Minister	Description	Scottish National Party (SNP)
Putting Cumbria First	Description	CumbriaFirst
Putting CumbriaFirst	Description	CumbriaFirst
Putting Shepton first with Future Shepton	Description	Future Shepton
PuttingCumbriaFirst	Description	CumbriaFirst
Radcliffe First	Name	Radcliffe First
Put Mexborough First the Forgotten Town	Description	Mexborough First
Royston Town Party, putting Royston first.	Description	Royston Town Party
Sandown Independents: Putting Sandown First	Description	Sandown Independents
Scotland Unhyphenated Scotland First	Description	Scotland - Unhyphenated
Scottish Family Party - Putting Families First	Description	Scottish Family Party
Skelmersdale Independents putting Skem First	Description	Skelmersdale Independent Party
Skelmersdale Independents Representing Ashurst First	Description	Skelmersdale Independent Party
Skelmersdale Independents Representing Digmoor First	Description	Skelmersdale Independent Party
Skelmersdale Independents Representing Moorside First	Description	Skelmersdale Independent Party
Skelmersdale Independents Representing Tanhouse First	Description	Skelmersdale Independent Party
Skelmersdale Independents Representing Up Holland First	Description	Skelmersdale Independent Party
Somerset Independents Putting Mendip Residents First	Description	Somerset Independents
Somerset Independents Putting Sedgemoor Residents First	Description	Somerset Independents
Somerset Independents Putting Somerset Residents First	Description	Somerset Independents
Somerset Independents Putting Taunton Residents First	Description	Somerset Independents
Somerset Independents Putting You First	Description	Somerset Independents
Somerset Independents Putting Your Area First	Description	Somerset Independents
South Holland Independents, putting you first	Description	South Holland Independents

Swale Independents putting our community first	Description	Swale Independents
Swale Independents putting Sheppey first	Description	Swale Independents
tBf - the Borough first	Description	the Borough first Independents
tBfI - the Borough first Independents	Description	the Borough first Independents
Tendring First	Name	Tendring First
the Borough first Independents	Name	the Borough first Independents
The English Democrats - "Putting England First!"	Description	English Democrats
Werrington First	Name	Werrington First
Werrington First Independent	Description	Werrington First
Werrington First Independents	Description	Werrington First
Westhoughton First Independents	Name	Westhoughton First Independents
Chase Community Independents Group: Hednesford First	Description	Chase Community Independents Group
Barnsley Independent Group Putting Barnsley First	Description	Barnsley Independent Group
Chase Community Independents Group: Staffordshire First	Description	Chase Community Independents Group
Chase Community Independents Group: Cannock First	Description	Chase Community Independents Group
Chase Community Independents Group: Rugeley First	Description	Chase Community Independents Group
Putting Crewe First, Independent Residents Group.	Name	Putting Crewe First, Independent Residents Group.
Britain First - British People First	Description	Britain First
British National Party Local People First	Description	British National Party
Lincolnshire Independents, putting Lincolnshire People First	Description	Lincolnshire Independents Lincolnshire First
Mansfield Independents Putting Local People First	Description	Mansfield Independents
National Housing Party Our People First	Description	National Housing Party United Kingdom
Nottingham Independents Putting Local People First	Description	Nottingham Independents

Poole People - Putting Poole first	Description	The Party for Poole People Ltd.
Socialist Alternative - Putting People First	Description	Socialist Alternative
Swale Independents - Putting local people first	Description	Swale Independents
Morecambe Bay Independents – Morecambe First	Description	Morecambe Bay Independents
Morecambe Bay Independents – Heysham First	Description	Morecambe Bay Independents
FederalUK Putting Citizens First	Description	FederalUK
Ashfield Independents Putting Jacksdale First	Description	Ashfield Independents
Ashfield Independents Putting Underwood First	Description	Ashfield Independents
Ashfield Independents Putting Brinsley First	Description	Ashfield Independents
Ashfield Independents Putting Eastwood First	Description	Ashfield Independents
Word searched for: [Putting]		
ID Mark	**Type**	**Party registered to**
British Unionists - Putting Britain Together Again	Description	British Unionist Party - B.U.P.
Ashfield Independents Putting People Before Politics	Description	Ashfield Independents
Mansfield Independents Putting People before Politics	Description	Mansfield Independents
Nottingham Independents Putting People Before Politics	Description	Nottingham Independents
Portishead Independents Putting People Before Politics	Description	Portishead Independents
Word searched for: [Putting, First]		
ID Mark	**Type**	**Party registered to**
Always putting Mexborough First	Description	Mexborough First
Ashfield Independents Putting Hucknall First	Description	Ashfield Independents
Ashfield Independents Putting Kirkby First	Description	Ashfield Independents
Ashfield Independents Putting Selston First	Description	Ashfield Independents
Ashfield Independents Putting Sutton First	Description	Ashfield Independents
Future Shepton - Putting Shepton First	Description	Future Shepton
Independent Union - Putting Hartlepool First	Description	Independent Union

Independent Union - Putting Seaton First	Description	Independent Union
National Housing Party Putting UK First	Description	National Housing Party United Kingdom
Newcastle Independents - Always Putting Newcastle First	Description	Newcastle Independents
Newcastle Independents - Putting Callerton Throckley First	Description	Newcastle Independents
Newcastle Independents - Putting Denton Westerhope First	Description	Newcastle Independents
Newcastle Independents - Putting Lemington Ward First	Description	Newcastle Independents
Newcastle Independents - Putting Newcastle First	Description	Newcastle Independents
Newcastle Independents - Putting Tyneside First	Description	Newcastle Independents
Nottingham Independents Putting Aspley First	Description	Nottingham Independents
Nottingham Independents Putting Bestwood First	Description	Nottingham Independents
Nottingham Independents Putting Bulwell First	Description	Nottingham Independents
Nottingham Independents Putting Clifton First	Description	Nottingham Independents
Nottingham Independents Putting Sherwood First	Description	Nottingham Independents
Nottingham Independents Putting St Ann's First	Description	Nottingham Independents
Portishead Independents Putting You First	Description	Portishead Independents
Portsmouth Independents, Putting Baffins First	Description	Portsmouth Independent Party
Portsmouth Independents, Putting Central Southsea First	Description	Portsmouth Independent Party
Portsmouth Independents, Putting Charles Dickens First	Description	Portsmouth Independent Party
Portsmouth Independents, Putting Copnor First	Description	Portsmouth Independent Party
Portsmouth Independents, Putting Cosham First	Description	Portsmouth Independent Party
Portsmouth Independents, Putting Hilsea First	Description	Portsmouth Independent Party
Portsmouth Independents, Putting Milton First	Description	Portsmouth Independent Party
Portsmouth Independents, Putting Nelson First	Description	Portsmouth Independent Party
Portsmouth Independents, Putting Paulsgrove First	Description	Portsmouth Independent Party
Portsmouth Independents, Putting St Judes First	Description	Portsmouth Independent Party

Putting Cumbria First	Description	CumbriaFirst
Putting CumbriaFirst	Description	CumbriaFirst
Putting Shepton first with Future Shepton	Description	Future Shepton
PuttingCumbriaFirst	Description	CumbriaFirst
Royston Town Party, putting Royston first.	Description	Royston Town Party
Scottish Family Party - Putting Families First	Description	Scottish Family Party
Skelmersdale Independents putting Skem First	Description	Skelmersdale Independent Party
Somerset Independents Putting You First	Description	Somerset Independents
Somerset Independents Putting Your Area First	Description	Somerset Independents
Swale Independents putting our community first	Description	Swale Independents
Swale Independents putting Sheppey first	Description	Swale Independents
Barnsley Independent Group Putting Barnsley First	Description	Barnsley Independent Group
Lincolnshire Independents, putting Lincolnshire People First	Description	Lincolnshire Independents Lincolnshire First
Mansfield Independents Putting Local People First	Description	Mansfield Independents
Nottingham Independents Putting Local People First	Description	Nottingham Independents
Poole People - Putting Poole first	Description	The Party for Poole People Ltd.
Socialist Alternative - Putting People First	Description	Socialist Alternative
Swale Independents - Putting local people first	Description	Swale Independents
FederalUK Putting Citizens First	Description	FederalUK
Ashfield Independents Putting Jacksdale First	Description	Ashfield Independents
Ashfield Independents Putting Underwood First	Description	Ashfield Independents
Ashfield Independents Putting Brinsley First	Description	Ashfield Independents
Ashfield Independents Putting Eastwood First	Description	Ashfield Independents

Public comments

None received

Go to contents

Homeland Party

CONSTITUTION

V2.0

HOMELAND PARTY CONSTITUTION
5th September 2023

1. Introduction

Name

1.1 The Party shall be called "Homeland Party" (the "Party").

Constitution

1.2 The Constitution of the Party determines structure & organisation of the Party in accordance with PPERA Section 26 (9), and sets out how the Party will regulate its activities by the applicable legal requirements and general standards of decency.

1.3 The Members of the Party must approve, by vote at the Annual General Meeting or an Extraordinary General Meeting, the Constitution of the Party and any amendments to it. Approval of amendments shall be by a simple majority of those voting.

Aims

1.4 We believe the most important unit in society is the family. We aim to promote traditional values and create a safe place to raise children.

1.5 We believe in creating high-trust communities where people help their neighbours. Our political solution is community politics with the aim of being elected to serve the community.

1.6 The day-to-day furtherance of the Party's aims shall be the responsibility of the National Council.

Structure & Organisation

1.7 The Party is a single organisation with no division of responsibility for the financial affairs and transactions of the party, in accordance with PPERA Section 26 (2) (a).

1.8 The Party is an unincorporated association and shall have no constituent or affiliated organisations.

1.9 The Party shall be registered with the Electoral Commission on the Great Britain register.

2. Objectives

2.1 The Party's primary objective shall be to stand candidates primarily at local elections in England, Scotland and Wales.

2.2 The Party's secondary objective shall be to engage in other forms of community politics, not necessarily connected to elections.

2.3 The Party's tertiary objective shall be the encouragement and promotion of recreational activities for Party Members and supporters.

3. The National Council

Function

3.1 The National Council of the Party is the executive, entrusted with deciding the political direction of the Party and the management of its day-to-day running.

3.2 The National Council shall rule by consensus, but a two-thirds majority vote can be used when needed.

3.3 The National Council shall take collective responsibility for all decisions made.

Roles

3.4 Membership of the National Council shall be:

a) The Chairman
b) The Nominating Officer
c) The Treasurer
d) Any other chosen National Officers

3.5 The National Council shall consist of no more than fourteen members.

3.6 Selection of new National Council members shall be made by unanimous agreement of the existing National Council members.

3.7 The National Council shall assign roles and responsibilities to National Officers other than those described in this Constitution, as required. These roles shall have no duties under PPERA and not overlap with the duties of the Chairman, Nominating Officer and Treasurer.

3.7.1 The roles assigned to date are as follows:

a) Admin Officer
b) Data Protection Officer
c) International Relations Officer
d) Media Officer
e) Technical Officer
f) Regional Organiser

3.7.2 The National Council may define a region and select one of its members to serve in the role of Regional Organiser.

3.7.3 A Regional Organiser has delegated responsibilities to coordinate political and social activity in a region, under the direction of the National Council.

3.7.4 A Regional Organiser may further delegate some of his responsibilities to Party Members, collectively known as Regional Officers, under the direction of the National Council.

3.7.5 A Regional Organiser shall not contravene clause 1.8 by forming a constituent or affiliated organisation.

3.7.6 The National Council may redefine or abolish a region at any time.

3.8 All members of the National Council shall be Members of the Party.

Responsibilities

3.9 The National Council shall cause to be drawn up and maintained, as and when required, Standing Orders and Rules to enable the smooth running of the Party.

3.10 The National Council can meet as often as required but at least once a month. These meetings do not need to be in-person gatherings but can be conducted online.

3.11 The Chairman shall set the agenda for such meetings; there shall be a section at the end of each session where any member of the National Council may raise matters of any other business.

3.12 A quorum shall be formed by four or more members of the National Council.

3.13 The Chair at the meeting shall be taken by the Chairman or, in his/her absence, the meeting shall elect an acting Chair from amongst those present.

3.14 Members of the National Council have essential obligations to attend National Council meetings, to present a short report to the National Council on what they have been doing on behalf of the Party since the last meeting, to take specified actions and to ensure these are carried out as agreed.

Dismissal

3.15 Members of the National Council will serve a term of office until either they decide to resign or a ballot of the members of the National Council dismisses them.

3.15.1 A two-thirds majority vote of the members of the National Council can dismiss any member of the National Council.

3.15.2 Any changes to the Chairman, Treasurer and Nominating Officer positions shall strictly follow Electoral Commission guidelines to ensure that the Party complies fully with PPERA.

3.15.3 No member of the National Council can be dismissed from the National Council without the opportunity to attend a meeting of the National Council regarding the proposal to dismiss.

3.15.4 If a National Council member whose role is neither Chairman, Treasurer nor Nominating Officer, dies in office or, through illness or other circumstances, becomes unable to continue in office, the National Council shall be convened and may dismiss the member, and clause 3.15.3 shall not apply.

4. The Chairman

Responsibilities

4.1 The Chairman is responsible for chairing the National Council, setting its timetable and ensuring there is an adequate record of attendance and minutes.

4.2 The Chairman has the authority to enforce the Party Constitution and decisions of the National Council throughout the Party.

4.3 The Chairman is registered with the Electoral Commission as the leader of the Party.

Selection

4.4 The Chairman is selected by the National Council from amongst its own members.

4.4.1. A ballot elects the Chairman that all members of the National Council are eligible to vote in.

4.4.2 A candidate for Chairman must be proposed by a member of the National Council and seconded by another member, other than himself.

4.4.3 A candidate for Chairman must secure a two-thirds majority vote of the members of the National Council to become Chairman.

4.3 The Chairman's term in office shall be one year, after which his term may be renewed in accordance with clauses 4.4.2 and 4.4.3.

Removal

4.4 The standing Chairman may be removed from office by the National Council.

4.4.1 The removal of the Chairman must be proposed by a member of the National Council and seconded by another member.

4.4.2 To remove a Chairman, there must be a two-thirds majority vote of the members of the National Council.

4.5 If the Chairman resigns, dies in office or, through illness or other circumstances, becomes unable to continue in office, the National Council will be convened as soon as is practically possible, but no later than fourteen days of the date of the Chairman being declared incapacitated, to appoint a successor. Until that official appointment, one of the other officers, in consultation with the entire National Council, will assume the role on a day-to-day basis in accordance with PPERA.

5. The Treasurer

5.1 The Treasurer is selected by the National Council from amongst its own members.

5.2 The Treasurer is in charge of the Party finances and has oversight over the finances of the entire party.

5.3 The Treasurer is responsible for ensuring the Party complies with the financial scheme it has adopted.

5.4 The Treasurer is responsible for submitting all the appropriate returns to the Electoral Commission.

5.5 The Treasurer shall register changes of officers with the Electoral Commission.

5.6 The Treasurer is responsible for ensuring all funds collected by the Party are spent on goods and services that further the objectives of the Party. The Treasurer has freedom of inquiry throughout the Party and shall raise any discrepancies to the attention of the National Council at the earliest opportunity.

5.7 The Treasurer shall be responsible for presenting a summarised annual financial report to the members at the Annual General Meeting.

5.8 If the Treasurer resigns, dies in office or, through illness or other circumstances, becomes unable to continue in office, the National Council will be convened as soon as is practically possible, but no later than fourteen days of the date of the Treasurer being declared incapacitated, to appoint a successor. Until that official appointment, the Chairman will assume the role on a day-to-day basis in accordance with PPERA.

6. The Nominating Officer

6.1 The Nominating Officer is selected by the National Council from amongst its own members.

6.2 The Nominating Officer is responsible for approving election candidates and the creation of a candidate selection process.

6.3 The Nominating Officer shall assist and guide election candidates with understanding all applicable legislation.

6.4 The Nominating Officer also controls the registered Party descriptions and emblems.

6.5 The Nominating Officer shall act as a returning officer during the election of a Chairman and at General Meetings.

6.6 If the Nominating Officer resigns, dies in office or, through illness or other circumstances, becomes unable to continue in office, the National Council will be convened as soon as is practically possible, but no later than fourteen days of the date of the Nominating Officer being declared incapacitated, to appoint a successor. Until that official appointment, one of the other officers, in consultation with the entire National Council, will assume the role on a day-to-day basis in accordance with PPERA.

7. Membership

7.1 Membership of the Party is open to all those aged 16 years or over.

7.2 Members are defined as those individuals who have paid the required fees to become a Member of the Party and have agreed to abide by the Code of Conduct.

7.3 Membership is open to all regardless of race, religion, sexuality, gender, ethnicity etc., in line with the Equality Act 2010, provided they are not a member of another political party.

7.4 The National Council shall have the sole right to determine the annual subscription payable by Members of the Party. One month's notice shall be given before any change of rate.

7.5 All rights and privileges of membership shall be withheld from any persons who allow their membership to fall into arrears.

7.6 The National Council shall have the right to expel from membership any Member who no longer complies with the requirements of clause 7.3 or whose behaviour is otherwise damaging to the interests of the Party.

7.6.1 Any person aggrieved by such an expulsion shall have a right of appeal to the Appeals Panel. The reason for the appeal must be sent by letter to the Chairman and received within fourteen days of the expulsion.

7.7 A Regional Officer is a Party Member with delegated responsibilities from the Regional Organiser to co-ordinate political and social activity, not a member of the National Council and has no additional rights or duties. Such a role may be reallocated, redefined or abolished by the Regional Organiser or National Council at anytime.

8. General Meetings

8.1 The Annual General Meeting (AGM) shall be responsible for the following:

a) approving changes to the Constitution;
b) approving the treasurer's report;
c) addressing any other business put forward to the AGM.

8.2 All Members can attend the AGM and vote on all issues.

8.3 All decisions made at the AGM will be recorded and held by the National Council and be made available for viewing by any Member upon request.

8.4 AGMs shall be held annually in the month of September and advertised to all Members at least one month in advance.

8.5 Should the need arise, the National Council may call an Extraordinary General Meeting, which shall perform the same function as an AGM and shall be advertised at least fourteen days in advance.

8.6 These meetings do not need to be in-person gatherings but can be conducted online.

9. Financial Rules

9.1 All bank accounts of the Party shall be subject to the authority of the National Council and shall only be opened or closed by resolution of the National Council. Bank mandates shall be approved at a meeting of the National Council. The Treasurer shall be an authorised signatory on all bank accounts.

9.2 The financial year of the Party shall run from 1st January to 31st December.

9.3 The Party shall comply with the Financial Scheme as adopted 5th September 2023.

10. Resolution of Conflicts

10.1 There shall be an Appeals Panel for the Party, consisting of three Members appointed by the National Council.

10.2 The members of the Appeals Panel must not have had any part in the conflict under appeal.

10.3 The Appeals Panel shall adjudicate on the following:

a) any dispute over the interpretation of any of the clauses of this Constitution;
b) any claim that the rights under this Constitution of a Member or Members have been infringed;
c) any matter expressly provided by this Constitution or rules made hereunder.

10.4 Any decision of the Appeals Panel shall be binding on all parties concerned, provided it is considered and supported by the National Council. If the Appeals Panel and National Council fail to find an agreement, the Chairman shall adjudicate.

11. Party Dissolution

11.1 The Party can be dissolved on the National Council's and the Chairman's agreement; Members must then approve this at a General Meeting.

11.2 In the event of dissolution, party assets shall be assessed by an independent auditor. Assets or the proceeds of a sale of assets shall be donated to a charitable organisation broadly in line with the Party's aims but without any formal connection to any member of the National Council.

Financial scheme

Homeland Party

Introduction

1.1 This scheme sets out how Homeland Party ('the party') will organise its financial affairs to comply with the Political Parties, Elections and Referendums Act 2000 ('the Act').

Constitution

1.2 A copy of Homeland Party's constitution, setting out our structure and organisation, and how we take decisions about the management of the party, is attached to this scheme or has been provided separately to the Electoral Commission.

Accounting units

1.3 The Homeland Party does not wish to register any separate accounting units with the Commission. The Party will use a single accounting unit across the United Kingdom.

Organisations within the party

1.4 For the purpose of compliance with the Act, the financial affairs of any local branches or affiliated organisations of the party, whether currently existing or to be established in future, will be wholly controlled by the party treasurer.

Financial year

1.5 The party's financial year will run from 1 January to 31 December.

Role of the party treasurer

1.6 Jerome O'Reilly, the registered treasurer of Homeland Party is responsible for the whole party's compliance with the requirements of the Act, including the following:

Annual accounts

1.7 The Homeland Party will submit our annual statement of accounts to the Commission by the required date, being 30 April of the year following the end of the financial year if both our expenditure and income are under £250,000 in that year, or 7 July of the year following the end of our financial year if either our expenditure or income exceeds £250,000 in that year. We understand that if our income or expenditure exceeds £250,000 our accounts must be submitted with an auditor's certificate.

1.8 In order to comply with this requirement, Jerome O'Reilly has:

- put in place arrangements for ensuring that annual statements of accounts for the party are prepared, approved, audited where necessary and submitted to the Commission by the prescribed deadline for each register the party is on
- put in place accounting processes capable of meeting the Act's accounting record keeping requirements and of any regulations made by the Commission about the format of statements of accounts

Donations and Loans (regulated transactions)

1.9 Homeland Party will report the donations and loans it receives each quarter to the Commission, for each of the registers it is registered on, within the following timescales:

- quarter 1 (1 January – 31 March) by 30 April of that year
- quarter 2 (1 April – 30 June) by 30 July of that year
- quarter 3 (1 July – 30 September) by 30 October of that year
- quarter 4 (1 October – 31 December) by 30 January of the following year

1.10 In order to comply with this requirement, Jerome O'Reilly will:

For donations:

- record information for all donations of more than £500, including:
  - amount or value of the donation
  - full name of donor
  - registered address of donor
  - company registration number (if applicable)
  - date on which the donation was received
  - date on which the donation was accepted or returned
  - information about the trust (if applicable)[1]
- check the permissibility of any donations over £500 within 30 days of receipt[2]
- ensure that impermissible or unidentifiable donations of more than £500 to the party are recorded as outlined above and returned to the sender or financial institution that transferred the money or, if that is not possible, surrendered to the Commission
- ensure that a submission of quarterly donation reports covering donations exceeding £7,500 (including aggregates of donations and regulated transactions) and any impermissible or anonymous donations of more than £500 is made to the Commission within the above timescales; submitting a nil return if there are no reportable donations[3]
- provide weekly donation reports to the Commission during UK Parliamentary election campaigns if we are contesting the election

---

[1] More details can be found in our guidance documents by visiting our parties pages at: http://www.electoralcommission.org.uk/guidance/those-we-regulate/register-a-new-party

[2] See above.

[3] See above.

1.11 We understand that if we submit four consecutive quarterly nil donation returns, we will then be exempt from submitting further quarterly returns in respect of donations until we receive a reportable donation.

1.12 We also understand that separate quarterly donation returns must be submitted if we appear on the Northern Ireland register of political parties.

For loans (regulated transactions):

- record information about all regulated transactions (loans, credit facilities, etc.) of more than £500, including:
  - value of benefit of the transaction
  - name of all authorised participants
  - registered addresses of participants
  - company registration number (if applicable)
  - nature of the transaction
  - date agreement entered
  - the terms of the transaction
- ensure that the party does not enter into any regulated transactions over £500 with unauthorised participants
- ensure that a submission of quarterly transaction reports covering transactions exceeding £7,500 (including aggregates of donations and regulated transactions) and any void transactions or transactions of more than £500 entered into with an unauthorised participant is made to the Commission within the prescribed timescales; submit a nil return if there are no reportable transactions
- ensure weekly regulated transaction reports can be submitted during UK Parliamentary election periods if we are contesting the election

1.13 We understand that if the party has submitted four consecutive quarterly nil loans returns, we will then be exempt from submitting further quarterly returns until we enter into a reportable loan.

1.14 We also understand that separate quarterly loan returns must be submitted if we appear on the Northern Ireland register of political parties.

Campaign expenditure

1.15 The party will submit a campaign expenditure return if we have candidates contesting a UK Parliamentary election, Scottish Parliamentary election, Welsh Parliamentary election, or Northern Ireland Assembly election. The campaign expenditure return will be submitted within three months of the date of the election if our expenditure is less than £250,000 or within six months of the date of the election if our expenditure exceeds £250,000. We note that if our expenditure during the campaign exceeds £250,000 our return must be submitted with an auditor's certificate.

1.16 In order to ensure compliance with the legislation, Jerome O'Reilly will:

- ensure that campaign expenditure and claims payments are duly authorised, received and paid on time and that all relevant receipts and invoices are kept
- put in place budgeting and monitoring arrangements to ensure that campaign expenditure is within the statutory limits
- ensure the compilation, auditing (if necessary) and timely submission to the Commission of a campaign expenditure return within the statutory deadlines

Referendums

1.17 If the party participates in a referendum to which Part VII of the Act applies, Homeland Party will develop and put in place arrangements for complying with the controls on referendum expenditure. We will do this by adapting our arrangements for the control of campaign expenditure.

Grants

1.18 Homeland Party will ensure that any grants from the Commission to the party are spent in accordance with the conditions of grant imposed by the Commission. We agree to cooperate with any associated audit requirements specified by the Commission.

Changes to registered details

1.19 Homeland Party will ensure that the party's details that are registered with the Commission are kept up to date. We will inform the Commission of any changes to registered officers within 14 days of the change and any other changes within 28 days.

1.20 We will ensure that our RP8 annual confirmation of registered details and £25 fee are submitted to the Commission with the annual statement of accounts by 30 April of the following year (if our expenditure or income is less than £250,000) or by 7 July of the following year (if our expenditure or income exceeds £250,000).

1.21 We note that failure to submit our RP8 annual confirmation of registered details within the prescribed timescale will result in our statutory removal from the register of political parties. We understand that this would mean that the party would no longer be able to field candidates at elections under the party name.

Penalties and offences

1.22 Homeland Party understands that the Commission may impose civil penalties on parties that fail to comply with their legal obligations, including failures to submit statutory returns on time. The party also understands that failure to comply with certain legal requirements of being a registered political party is a criminal offence.

Role of other party officers

1.23 Should the appointment of the registered party treasurer terminate for any reason, then the registered party leader will, until a new treasurer is appointed, be treated as the party treasurer and will be responsible for ensuring that the party complies with its legal obligations.

1.24 Should the treasurer whose appointment is terminated also be party leader, then the nominating officer will, until a new treasurer is appointed, be treated as the party treasurer.

1.25 Should the treasurer whose appointment is terminated also be party leader and nominating officer, then the other registered officer will, until a new treasurer is appointed, be treated as the party treasurer.

Promoting compliance with the Act

1.26 The Party will have processes in place to ensure compliance with its legal obligations. The registered treasurer, Jerome O'Reilly will ensure that the registered leader and all other officers and members of Homeland Party have sufficient knowledge of our financial obligations under the Act to ensure that the party as a whole complies with these obligations.

Amendments to the financial scheme

1.27 The registered treasurer, Jerome O'Reilly, will ensure that any proposed amendments to this financial scheme are submitted to the Commission for approval.

Signed

Leader: KENNY SMITH [redacted] Date: 5/9/23

Treasurer: Jerome O'Reilly [redacted] Date: 05/09/23

Nominating officer: ANTHONY BURROWS [redacted] Date: 5/9/23

HOMELAND PARTY

APPLICATION TO REGISTER IN GB

Contents

Decision and Approval Board comments 2
Recommendation of Registration Team member 8
Registration Team member assessment 10
Updated information 10
Applicant party information 10
Application history 12
Consideration of the Welsh Language Measure 12
Application form 13
Constitution 15
Equality Act consideration 19
Financial scheme 23
Asset and Liability Declaration 24
Name 25
Register searches 28
Table 1: Identity marks that contain words in the proposed identity marks 28
Public comments 31
Table 1: Comments received on this application 31
Table 2: Comments received on previous applications to register identity marks 35
Appendix 1 – Evidence of omitted structures 41
Appendix 2 – Audio recording of inaugural meeting 64
Appendix 3 – code of conduct breaches 66

Decision and Approval Board comments

Applicant party name: Homeland Party

Application type: Application to register in GB

Relevant register: GB (England, Scotland, Wales)

Application details and recommendation	**Decision and Approval Board comments**
Application (**R**) Constitution (**R**) Financial scheme (**R**) Asset and Liability Record (**R**) Proposed party name: Homeland Party (**A**)	**Initial view (please add initials and date):** LE – 22/12/23 **Party HQ address** We cannot link the party to the given HQ address and thus cannot be satisfied that the party can be contacted via that address. I am not minded to refuse solely on this basis, if this becomes the sole basis for refusal, because we can ask the party to confirm the position. **ALR** I note the mathematical discrepancies, which need to be corrected by the party prior to a final decision on registration. However, the evidence does not suggest any material false information on the ALR. **Constitution** 1. Officer roles: I accept that the duties of the non-statutory officer roles are not set out, but the duties of the statutory officers are clear, and the constitution states that the non-statutory officer roles cannot overlap with statutory duties. It would be more complete for the constitution to define all roles, but I can't see this as a reason to conclude that the constitution does not set out the structure and organisation of the party in sufficient detail. Many larger parties have

Application details and recommendation	Decision and Approval Board comments
	individuals – whether volunteers or paid employees – who carry out the sorts of roles listed in the constitution as non-statutory roles. We don't usually know about them, and thus we are content to accept they are not required in the constitution. 2. Accounting units: Our guidance explains that an AU is a "branch with financial autonomy", and that if a party has branches that are not financially autonomous, they do not need to be in the financial scheme nor referenced in the constitution. The party's constitution states that it is a single organisation with no financial divisions. I therefore agree with the assessment that, with the additional clarification provided by the party, we can be satisfied on this point. 3. Officer changes: The constitution says that in the event of the chair or nominating officer being unable to continue in office, another officer shall *assume the role on a day to day basis* until an new officer is appointed within 14 days. I do not see this as being incompatible with PPERA. It seems to me to be a reasonable and pragmatic solution to getting the party through a time of change. 4. Equality Act considerations: The issue here is that constitutionally members must adhere to a code of conduct, but we have evidence that at least three members may not have been treated in accordance with that code – i.e. they were not dismissed as members when they apparently breached the code. This raises two issues: • whether the membership provisions in the constitution accurately set out the structure and organisation of the party • whether individuals with protected characteristics would in practice be indirectly discriminated against should they apply for membership of the party My position on this is set out below. **Financial scheme** None of the non-statutory officer roles have any stated financial responsibilities, and it is constitutionally clear

Application details and recommendation	Decision and Approval Board comments
	that those roles do not overlap with the responsibilities of the treasurer. I therefore don't agree that a lack of detail on these roles is a reason to conclude that the financial scheme has not been adopted. **Name** I am minded agree that the name meets the tests for registration. **Equality Act considerations** The code of conduct seeks to enforce a standard of behaviour for party members at all times but recognises that the party cannot control what its members do in their private capacity. This is important because the code of conduct forms part of the agreement between the people who comprise the unincorporated association in their capacity as part of that UA, and not beyond that. The redress for the party is that it *may* expel a member who brings the party into disrepute – expulsion is not automatic, even if the party concludes a member has breached the code of conduct. While the evidence suggests that the activities of the members that were highlighted by judges in different legal cases were not carried out in those individuals' capacities as party members, there is a nexus between some of them. Each relates to the individuals' personal beliefs, but one also references their political beliefs. We can, in my view, conclude that there is an argument that these members breached the party's code of conduct. However, the party has discretion to decide this, and to decide whether to expel members. We can't substitute our judgement for its, and nor can we conclude on its behalf that it needed to expel these members. Therefore, we cannot conclude that the party has failed to adhere to its code of conduct, or that the membership provisions in the constitution are not accurate. There remains the issue of whether the party's decision not to expel these members is evidence that it will apply its membership provisions in a way that is indirectly discriminatory. There is a compelling

Application details and recommendation	Decision and Approval Board comments
	argument that when two members of the party's National Council – the body that decides standing orders and rules, runs the party day to day, and takes decisions on expulsion under the code of conduct, have carried out activities that appear to discriminate against individuals based on their protected characteristics. • The nominating officer lost an appeal against a police decision to revoke his firearms licence, during which the judge reportedly said: "We were thus satisfied, on the balance of probabilities, that the appellant demonstrated views that were sympathetic towards violence aimed at non-white ethnic or religious groups, and his reckless provision of links to potential terrorist manifestos and literature were such that he was a danger to the peace." • The chair (leader) of the party appears to use an X account in his name and noting his party position which references racist material and theories. Countering this is the fact that the assessment does not suggest that either instance relates to activities carried out in their respective capacities as officers of the party. I am minded to conclude that it would be high risk for the Commission to refuse registration on this point. We would need to show a nexus between the activities of these officers and the way they would act in their capacity as officers when assessing membership. That is a high bar, and I am not convinced that we have the evidence to meet it. **For the reasons set out above I am minded to approve this application, subject to confirmation that the party HQ address is correct and the provision of a correctly added up ALR.**

Application details and recommendation	Decision and Approval Board comments
	Approval Board comments (please add initials and date): NN 02.01.2024: I agree with LE's initial view above and would approve the application. I paused, however, over the section of the assessment below that relates to equalities law. I see that a previous Britain First application was refused because "the party's membership requirements (…) were at odds with the known policies and activities of the party and its officers." I did reflect on whether the same was true for the Homeland Party due to its position on immigration, but it's not clear to me that this constitutes a breach of equalities law. AON 3/1/24: I would not approve the application at present and seek legal opinion on the equalities issue raised by the registration team. It seems to my non-legal mind that the constitution and the code of conduct likely comply with equalities provisions but there seems to be evidence that the party simply ignores breaches of their own code by prominent members. Will this precedent not lead us to accepting various parties onto the register which in theory comply with equalities legislation but in practice they ignore it and act in the opposite manner. It would be helpful to get a legal view on this before we proceed. TH 05.01.2024: I agree with the initial view that the issues identified with the application, financial scheme and the asset and liability declaration should not prevent registration of the party. I also agree that the name should be approved. I have carefully considered the initial view and the analysis in the assessment of the proposed constitution in relation to Equality Act considerations. In my view, the proposed constitution provided as part of the application does not appear to raise any substantive concerns about compliance with the Equality Act. While I recognise that there may be legitimate concerns about whether the party would, in practice, operate in line with the relevant provisions of the constitution, there is not at present evidence of this sufficient to justify rejecting the application on this basis. I understand that we have considered similar issues in relation to previous applications, and this would be consistent with our past approach.

Application details and recommendation	Decision and Approval Board comments
	PT 05.01.2024: I agree with the initial view and would approve the application. In particular I agree with the reasoning on the code of conduct – the areas the code highlights are subjective (e.g. "grossly offensive") and for the party to decide on whether breaches have occurred. I do not think that we can treat the stated views of the judge, in relation to the legal cases, as a straightforward assessment of whether the party's own code has been breached (not least because that was not what the judge was giving an opinion on). RT 12/01/24: I would agree with the initial view to approve the application. I have also considered the issues raised on the proposed constitution and, whilst I understand the concerns relating to compliance, as colleagues have stated, I see no evidence that would be sufficient to result in our rejecting the application. However, as AON mentions in his response, I would support requesting additional legal advice on this issue for the sake of reassurance of the initial view's position, if this has not been done already. CH 15/01/24: I agree with the initial view to approve the application. I agree with the points raised by others on the Approvals Board and have nothing further to add. **Decision (please add initials and date):** LE – 19/01/24 - I have considered carefully the views of the AB, and the request from some members for additional legal advice. I do not think that additional advice is required. The specific point being considered – about the relevance of and weight given to actions by party members outside of their party roles – has been considered in previous cases [redacted] I am satisfied that the name meets the legal tests for approval. I am satisfied that the financial scheme is compliant with PPERA and has been adopted. I am satisfied that the constitution sets out the structure and organisation of the party, and that approving it does not contravene our duties under the public sector equality duty. For the reasons I set out

Application details and recommendation	Decision and Approval Board comments
	above, I do not think we can state definitively that the party has not applied its code of conduct properly. I also not think that the conduct of party members highlighted in the assessment constitutes sufficient evidence to conclude that the party is likely to apply its membership provisions in a way that is indirectly discriminatory. There is a question about whether the HQ address given by the party is right, and the need for an accurate ALR. I therefore provisionally approve the registration of the party subject to two conditions: - That the party confirms the HQ address is right. - That the party supplies a new ALR, as at the date of application, that correctly lists its assets and liabilities for transparent publication. In the event that the HQ address is not compliant, or the party declines to provide a new ALR, or the party takes longer than a reasonable time to do both of these things, I will reconsider this provisional decision. 25/01/24 Update: - Amended information has been provided in the section 'Updated information'. We are now satisfied that the matters we sought clarification on have been addressed. LE – 29/01/24 - I approve registration of the party.

Recommendation of Registration Team member

1. In making my recommendations I have considered the requirements and statutory tests set out in the Political Parties, Elections and Referendums Act 2000 (PPERA).
2. I recommend that the Commission **reject** party's application.
3. My recommendations in relation to each aspect of the application are set out as follows:

Application	-	**R**	Cannot determine if HQ address is one at which the party can be sent correspondence.

Asset and liability declaration	-	**R**	Is not a compliant record
Constitution	-	**R**	Not consistent with PPERA or scheme; does not demonstrate structure in practice; EqA issues
Financial scheme	-	**R**	Cannot determine adoption
Name	Homeland Party	**A**	Meets the PPERA requirements

[redacted]

03 November 2023

Registration Team member assessment

Updated information

1. The party has provided amended details – RP1 amended. The changes are as follows:
    a. Amended the HQ address to a PO box.
    b. Changed to the leaders home address [redacted]
    c. Amended ALR.
2. I am satisfied that the PO Box accords with the address listed on the party website and is an address at which correspondence can be received.
3. I am satisfied that the amended home address is a residential address.
4. I am satisfied that that the ALR is accurate.
    a. Under liabilities, £0.01 has been added as the system would not allow for zero to be entered. This was agreed with myself with the party and will be removed when entered into the register.
    b. I am satisfied that the previous issue of totals not matching has been rectified.
5. I am satisfied that all matters requiring clarification have been addressed and are compliant.

Applicant party information

Link to party accounts	Website, Twitter, Facebook, Telegram, Youtube, Odysee, TikTok

6. It is widely reported that the party is a group that split from Patriotic Alternative.[1] [2]
7. Kenny Smith, proposed leader – [redacted].
    a. In April he was convicted of firearms charges and given a warning. The offence appears to be relatively minor.[3]
    b. The Ferret reports that in 2021, Kenny Smith described himself as involved in 'racial nationalism' since 1991.
8. Jerome O'Reilly, proposed treasurer – is reported as the form PA regional organiser for Wales and speculated as continuing that role for Homeland Party. [4]

[1] https://www.thenational.scot/news/23477488.patriotic-alternative-split-results-dangerous-homeland-group/
[2] https://www.searchlightmagazine.com/2023/04/pa-rebels-form-homeland-party/
[3] https://theferret.scot/leader-far-right-patriotic-alternative-scotland-court-guilty-firearms-charges/
[4] https://redflare.info/Homeland_British_fascism_fractures-RF.pdf (page 8)

9. Ant Burrows, proposed nominating officer – is reported as the form regional organiser for Patriotic Alternative East Midlands.[5] [6]

10. We have received public comments about the party indicating that the party and its officers/members have extreme right political beliefs. There are a number of media reports which make similar statements:
    a. Searchlight, 22 April 2023 – PA rebels form Homeland Party
    b. Novara Media, 24 April 2023 – Fascist Party Patriotic Alternative in Messy Break Up
    c. Red Flare, 24 April 2023 – Homeland: British fascism fractures
    d. The National, 24 April 2023 – Patriotic Alternative split results in 'dangerous' Homeland group
    e. Yahoo News, 24 April 2023 – New far-right party 'eyeing power' following split from Patriotic Alternative
    f. Daily Record, 27 April 2023 – Notorious far-right extremist in plan to register new neo-Nazi group as a political party
    g. Vice, 27 April 2023 – 'Dangerous': The UK's Most Powerful Fascist Group Has Just Split in Two
    h.
    i.
    j. Red Flare, 28 April 2023 – Independent Council Candidate linked to Neo-Nazis
    k. Hope Note Hate, 07 May 2023 – EXPOSED: The Sickening True Beliefs of Nazis behind the New "Homeland Party"
    l. The Herald, 07 May 2023 – How UK far right extremists have been shattered by Scottish rebellion
    m. Milton Keynes Citizen, 22 May 2023 – Right-wing 'English nationalist' loses discrimination case after being sacked by Open University in Milton Keynes over tweet to Star Wars actor
    n. The Ferret, 30 May 2023 – White nationalist Homeland group applies to be political party
    o. Coventry Live, 18 July 2023 – Fury as far right group protests outside hotel housing refugees – and warns more events will follow

11. Since our previous assessment there has been the following reporting on the party:
    a. The Ferret, 01 August 2023 – Home Office probed far right Homeland group's 'stealth' political party bid
    b. Campaign Against Antisemitism, 02 August 2023 – Patriotic Alternative Splinter Group Applies to Become Political Party

[5] https://redflare.info/Homeland_British_fascism_fractures-RF.pdf (page 7)
[6] https://hopenothate.org.uk/wp-content/uploads/2021/11/patriotic-alternative-report-2021-11-v3.pdf

c. Derbyshire Live, 30 August 2023 – Not just a 'keyboard warrior': Man's alleged links to Patriotic Alternative see shotgun appeal fail

d. Nation.Cymru, 30 August 2023 – Neo-nazi worked for Welsh exam body WJEC

e. The Ferret, 01 September 2023 – Far right Homeland member loses shotgun licence

f. Derbyshire Live, 04 September 2023 – Man's anger after shotguns confiscated due to Hitler 'jokes'

g. The Ferret, 15 October 2023 – Far right Homeland activists gain Scottish community councils seats

h. The National, 15 October 2023 – Politicians urge probes into councillors over far-right allegations

i. Hope Not Hate, 27 October 2023 – Exposed: Homeland Party Activists Linked to Extreme Nazi Sect

j. The Ferret, 29 October 2023 – Former Scots ne-Nazi group member involved in Homeland

Application history

Link to application docs	Application, Financial Scheme, Constitution, party representations, ALR, EGM minutes, Code of conduct, cover letter	
Part of the register	GB (England, Scotland, Wales)	
Date first lodged	**Date considered complete**	**Date published for comment**
11 September 2023	11 September 2023	02 October 2023

12. This is the party's second application. The first application was submitted 8 May and decision was made 10 August.

Consideration of the Welsh Language Measure

13. As a public body operating in Wales, we are required to carry out our functions in line with the Welsh Language (Wales) Measure 2011 and the Welsh Language Standards. We are required to treat the Welsh language no less favourably than English in performing our functions in Wales.

14. I have considered these requirements insofar as they relate to our assessment of this registration application, including the application of the statutory tests under Part II of PPERA.

15. To this end, as the party has applied to contest elections in Wales, I have sought Welsh translations of all proposed English identity marks (and vice

versa), including text contained in emblems. I have considered those translations and their relevance to each of the relevant statutory tests.

Type	ID Mark – English Version	ID Mark – Welsh Version	Translators comments
Name	Homeland Party	Plaid y Famwlad	

Application form

Link to application form	Application
Recommendation	**Reject**
Summary reason	Cannot determine if HQ address is one at which the party can be sent correspondence.

16. I **am** satisfied that the required fee has been provided.
    a. No fee was required as the party provided a new application within a month of being informed of the decision.
17. I **am not** satisfied that the party have provided the address of the headquarters, or that where they have provided a correspondence address, that there is no evidence that the party has a headquarters.
    a. The previous assessment submitted the home address of the party leader, Kenny Smith, as the HQ address. The assessment concluded that where the party used a number of addresses including a PO Box, this was an address to which communications to the party can be sent. The party appears to have maintained used of the PO Box.
    b. The address provided is [redacted]. Based on the information within the application, this address is not associated with any of the party officers.
    c. [redacted]
    d. [redacted] In the previous assessment, where the address of the leader had been used, I was able to clearly establish an address at which the communications to the party could reasonably be sent.

e. I am not able to establish such a connection in this instance – the address provided is not the home address of any proposed officer and I can find no instances of its use by the party on its website or otherwise (as is the case with the PO Box).[7] Where this is a private address, I cannot be certain that the party will have access to any correspondence sent here without clarification.

f. I therefore must recommend that the application be rejected on the basis that we are unable to determine whether the party can receive correspondence to the address provided as the HQ address. We must, at the least, receive clarification from the party on this matter.

18. I **am** satisfied that the party have applied to register the overall leader of the party, or where the party does not have an overall leader, the leader is registered for a particular purpose.

    a. 4.3 of the constitution states that the chair is registered as the leader of the party. I am satisfied that no other officer appears to have the role of leader and that the party has correctly applied this provision.

19. I **am not** aware of any convictions for electoral fraud within the last 5 years for the proposed treasurer, having conducted open source searches.

20. I **am** satisfied that the officer roles applied for are compliant with PPERA.

21. I **am** satisfied the party has provided home addresses for all responsible officers.

22. I **am** satisfied that the application has been properly authorised.

23. I **am** satisfied the party has applied for a financial year end that matches that applied for in their financial scheme.

    a. The financial year end applied for is 31 December.

[7] https://t.me/HomelandParty/65 & https://homelandparty.org/privacy-policy/

Constitution

Link to constitution	Constitution
Recommendation	**Reject**
Equality Act issue identified	**Yes**
Summary reason	Not consistent with PPERA or scheme; does not demonstrate structure in practice; EqA issues

24. Paragraph 5(1)(a), Schedule 4 of PPERA prescribes that a party must submit with their application to be registered a copy of their constitution. Section 26(9) of PPERA says that a constitution is the document or documents by which the structure and organisation of the party is determined. Accordingly, the constitution must set out sufficient detail to show the structure and organisation of the party.

25. In my view the constitution **does not** show the structure and organisation of the party.

Topics we expect a party to include in their constitution	**Where this is outlined in the constitution, or how this is met.**
Summary and recommendation.	26. I recommend that the constitution be rejected for the following reasons. a. I am not able to determine adoption of the scheme where officer roles are listed but not defined. b. The constitution allows for the passing of responsibility of registered officers PPERA responsibilities prior to a notification of officer change being made. This is not consistent with PPERA. c. There is evidence that the party is not operating within 7.2 and therefore the constitution does not represent the structure and organisation in practice. d. It is my view that the indirect discrimination can be demonstrated.
The constitution should reflect which register the party are applying to register in.	27. 2.1 – will stand candidates at local elections in England, Scotland and Wales
The party's aims and objectives.	28. 2 - Objectives
A reference to an intention to stand candidates and at which elections.	29. 2.1 – will stand candidates at local elections in England, Scotland and Wales

Topics we expect a party to include in their constitution	Where this is outlined in the constitution, or how this is met.
The candidate selection process (or at least a statement that the party will have one).	30. 6.2 – the nominating officer is responsible for approving election candidates and the creation of a candidate selection process.
The structure of the party and who is responsible for managing the party, including the responsibility of the party officers, the terms of office and procedure for change of those officers.	31. 3 – The National Council a. 3.7 – the national council can assign roles and responsibilities to 'national officers'. These roles "will not overlap" with duties for PPERA officers. b. 3.7.1 – lists the officers but does not set out their responsibilities, other than the regional organiser which is defined in 3.7.3 c. The officers listed are admin officer, data protection officer, international relations officer, media officer, technical officer, regional organiser. d. As these officer roles are listed in the constitution, we would expect that the responsibilities are outlined, even briefly, so that we can determine whether or not they consistent with the scheme. e. Where that is the case, I cannot determine the adoption of the scheme. f. I note that from the titles, the officer roles appear to be broadly administrative or communications related. Unfortunately, I cannot assume the roles of the officers and require that they are set out to determine adoption. g. My previous assessment stated: "*I would expect something like a specific list of certain officer roles – Secretary, comms officer, campaigns manager etc. – and potentially a generic officer role that is simply a member of the national council.*" h. I note from the cover letter (page 3) submitted with the application that the party state "*In the interest of transparency and to show we are acting in good faith, we have added all the roles and responsibilities created to date as per the suggestions from the EC*". Although as can be clearly seen, the officer roles have not been outlined in the constitution. **i. I recommend that the application be rejected on the basis that I cannot determine adoption of the scheme.** 32. 3.7.2 says that the NC may "define a region" and select a member to be regional organiser. 3.7.3 says that a RO has

Topics we expect a party to include in their constitution	Where this is outlined in the constitution, or how this is met.
	delegated responsibilities to "coordinate political and social activity in the region". 3.7.4 says and RO may appoint regional officers to further delegate. 33. 3.7.5 says that an RO will not form a "constituent" group and 1.8 says the party will have "no constituent or affiliated organisations". a. 3.7.2-4 are in effect describing the structure of a branch, as it usually is for other parties: i. It covers a certain geographic area ii. It has defined officers and roles iii. It has defined activities b. On the basis of the drafting and their response to our decision, the party appears to be mistakenly of the belief that a party with branches of any kind cannot meet the requirements of 26(2)(a), in relation to accounting units. This miss reads the key element of the section as it relates to "*division of responsibility for the financial affairs*". c. In relation to the structure described above, I am satisfied that it is in effect a branch structure and that it meets the definition of 26(2)(a) as it does not appear to delegate financial responsibilities. In addition, the NC (of which the treasurer is a member) has oversight of these groups. 34. 4 – The Chairman [leader] / 6 – The nominating officer a. 4.5, in relation to the changing of this officer, states "*Until that official appointment, one of the other officers, in consultation with the entire National Council, will assume the role on a day-to-day basis in accordance with PPERA."* The same provisions appear in 6.6 for the nominating officer. b. This appears to have been drafted similarly to 5.8 which states "*Until that official appointment, the Chairman will assume the role on a day-to-day basis in accordance with PPERA.".* This relates to 24(6) which passes responsibility of the treasurer, in event of their death or termination of appointment, to the leader. c. Unlike like for the treasurer, there are no similar provisions which pass responsibility to another officer prior to providing a notification under 31(3)(a). Whilst it is common for parties to establish continuity in this instances for non-PPERA responsibilities, they cannot

Topics we expect a party to include in their constitution	Where this is outlined in the constitution, or how this is met.
	do this for PPERA responsibilities. The inclusion of the phrase "*in accordance with PPERA*" and that it mimics the provisions for the treasurer, who's responsibilities can be transfers prior to a notification, reads that PPERA responsibilities will be passed to someone else, prior to a notification being made. For example, a temporary nominating officer being appointed would, in this reading, be able to authorise nomination papers, when that should not be the case. d. It is my view that 4.5 and 6.6 are fundamentally incompatible with PPERA because they pass PPERA responsibility to an officer outside of a notification under 31(3)(a). e. I note that these provisions were present in the previous assessment but not considered as issues. **f. I recommend that the constitution is rejected on the basis that it is inconsistent with PPERA.**
How the party will make and record decisions, as well as any other governance arrangements. For example the frequency, timing and type of meetings and the quorum for meetings.	35.8 – General Meetings 36.10 – Resolution of Conflicts
If the party has membership, and if so the process and rules governing that membership.	37.7 – Membership a. I note from the party's social media that it frequently posts about party "activists". Activists are not defined in the constitution. b. I also note that as part of the membership page of the party website, applicant members can choose to be an activists or not. c. From the information available to me, it appears that all activists are also members of the party. I not aware of any information contrary to this. I therefore consider the two words synonymous in the context of the party's structure and organisation. d. If this were not the case, the party would have to define the difference between 'member' and 'activist'.
How the constitution can be changed and the process for dissolution of the party.	38.1.3 – members must approve changes at an AGM or EGM. 39.11 – Party Dissolution

Topics we expect a party to include in their constitution	Where this is outlined in the constitution, or how this is met.
That the party have adopted its financial scheme / The constitution must also be consistent with a party's financial scheme	40.5 – The Treasurer 41.9 – Financial Rules 42. As per above, I am not able to determine adoption of the scheme

Equality Act consideration

43. I **have** identified issues relating to equalities legislation.

44. I have considered the following provisions:

    a. 1.2 – "*The Constitution of the Party determines structure & organisation of the Party in accordance with PPERA Section 26 (9), and sets out how the Party will regulate its activities by the applicable legal requirements* ***and general standards of decency***."

    b. 7.2 – "*Members are defined as those individuals who have paid the required fees to become a Member of the Party and have* ***agreed to abide by the Code of Conduct***."

    c. 7.3 – "*Membership is open to all regardless of race, religion, sexuality, gender, ethnicity etc., in line with the Equality Act 2010, provided they are not a member of another political party.*"

45. The party code of conduct states:

    a. *While we have the right to freedom of expression in the UK, there are also laws and social etiquette prohibiting certain speech. As such, there are some restrictions on speech at our events and online. This includes, but is not limited to:*

        i. *expressions of hatred towards someone or a group of people on account of their colour, race, sex, disability, nationality, ethnic or national origin, religion, gender or sexual orientation;*

        ii. *the use of racial slurs;*

        iii. *encouragement or glorification of terrorism or violence;*

        iv. *grossly offensive, indecent, obscene or threatening messages online.*

Principles of considerations

46. The Equality Act 2010 107 sets out that any group, which has 25 or more members and that regulates admission to membership, must abide by the rules set out in Part 7. Part 7 states that a registered political party is such a group. 107 (6) gives a broad interpretation of 'member'.

    a. Whilst we do not have an exact number of members of the party, it is evident from the groups social media that operates in a large number of regions in the UK and has 'activists' who operate in all regions.

    b. The constitution outlines 10 officer roles that are currently filled. The regional organiser role can be filled by multiple people. The party has clearly outlined a national structure with the ability to set up structures analogous to branches in any regions of the party. These branches are mentioned often in social media. Considering the number of officers and the

Topics we expect a party to include in their constitution	Where this is outlined in the constitution, or how this is met.

various individuals who are described as activists in social media posts, I am satisfied that it is more than reasonable to assume the party has 25 or more members.

c. The party is subject to considerations under the Equality Act by virtue of having, or intending to have, more than 25 members.

47. Erlam v Rahman 2015 establishes an expectation that we consider the wider context when assessing the structure of a party.[8] There are a number of assessments where such context has been considered in relation to the structure and organisation of a party and in relation to our considerations against the Equality Act 2010. These are listed in our 2021 Britain First assessment in the 'Background to assessment approach' section.

a. Where the above is established, my analysis below considers the wider context of the application when forming my recommendations.

48. Previous assessments have considered, via wider context, the veracity of provisions in a constitution akin to those set out in 7.3 of the constitution under consideration.

a. December 2018, Britain First – our decision was minded to refuse the constitution "*because of the evidence that in practice its provisions do not set out the structure and governance of the party. I note in particular the evidence of ongoing activity (of 21 December) at odds with its membership provisions.*". The minded-to decision is under PPERA 26 as we were not satisfied that the constitution set out the structure and organisation of the party in practice.

b. The assessment noted:

i. "*We previously rejected the party's constitution because, amongst other reasons, we were not satisfied that it determined accurately the party's structure and governance. A significant reason for this was because the party's membership requirements as listed in that constitution were at odds with the known policies and activities of the party and its officers. In particular, party officers have recently been convicted of religious-aggravated harassment and are due to stand trial for using threatening, abusive, insulting words or behaviour at a rally which took place in August 2017 in Belfast.*"

ii. "*I have reasonable doubt that the party will, in actuality, accept members "irrespective of…religion…". This is based on the information already covered in the previous assessment and alluded to above (i.e. the party's well-known policies and activity of party officers leading to convictions). I have no reason to believe that the party and its officers have changed its policies in a meaningful way which would, in turn, mark sufficient change in the structure and organisation of the party with respect to membership (as described in the constitution).*"

c. February 2021, Patriotic Alternative – our decision to refused stated "*I am not satisfied that the constitution is compliant with equality law. Consequently I refuse the application. I think it is arguable that it is incomplete as well as it does not include the 'plan'.*" and the initial view stated "*I am minded to conclude that the constitution is not compliant with PPERA. I*

[8] Erlam v Rahman 2015, para 274 - [redacted]

Topics we expect a party to include in their constitution	Where this is outlined in the constitution, or how this is met.

understand that the team have obtained legal advice, and that based on that advice the team consider that the constitution does not set out the structure and organisation of the party because it does not include the 'plan' on the party's website… As a result I am minded to conclude that the party's membership provisions are indirectly discriminatory. On this basis the constitution is not compliant with equality law (as well as potentially not compliant with PPERA) and should be refused."

d. The assessment noted:

i. "*the constitution contains a provision which states that "Membership of the Party is open to all those, aged 16 years or over…". This is at odds with the public actions of the proposed officers/ associated individuals and the party's well-known policies.*"

ii. "*It is my view that the constitution is not an accurate reflection of how the party will operate in practice, as I believe that the public actions of the party and its officers are at odds with the party's membership conditions. In particular that membership is open to all. I have reasonable doubt that the party will apply its membership conditions in a way that does not disadvantage those with a protected characteristic."*

49. I am satisfied that previous assessments have established that wider context has and can consider activity of officers/members at odds with membership provisions.

Considerations and analysis

50. Appendix 3, explores 3 members of the party who, in my view, are clearly in breach of the code of conduct but that remain as members of the party. Please note that via research into these individuals, other examples likely exist but that are not recorded as part of this assessment.

51. In two instances, there are court judgements relating to social media posts by members, one of who is a proposed officer. In summary:

a. Ant Burrows

i. Judge Jonathan Bennett concluded his views were "*in fact a danger to the peace*".

ii. "*His views conflicted with the fundamental rights of others*"

iii. "*he had given us significant concerns coupled with sharing links to terrorist literature and manifestos*"

b. [redacted]

c. It is my view that Ant Burrows is in breach of the CoC provisions related to expressions of hatred, encouragement or glorification of terrorism and violence and grossly offensive or obscene online messages.

d. It is my view that [redacted] is in breach of the CoC provisions related to expressions of hatred and grossly offensive or obscene online messages.

Topics we expect a party to include in their constitution	Where this is outlined in the constitution, or how this is met.

e. My conclusion is based on comments made by judges in both cases. Based on these comments, I am satisfied that it is reasonable to judge that the CoC are breached.

52. Appendix 3 also lists a number of posts from the proposed leader, Kenny Smith, which are also in my view in breach of the codes of conduct. Appendix 3 sets out which parts of the CoC has been breached.

53. Appendix 3 demonstrates the following:

    a. The party is acting outside of the structure it has set out in its constitution because it does not enforce its CoC.

    b. Failure to uphold its CoC via 7.2, casts doubt as to the veracity of 7.3 and whether the party will in reality have open membership as described therein.

    c. That the party is tolerant of extreme views in its membership that do not align with the provisions of 7.3, specifically those members who are prominent in the party's online material and party officers.

54. It is my view that b and c above amount to indirect discrimination. I also conclude that the party is demonstrably acting outside of its structures in 7.2 and that the constitution does not demonstrate the structure in practice.

55. It is my view that the evidence of appendix 3 demonstrates indirect discrimination. That is because two prominent individuals have recent judgements against them that evidence breaches of the CoC, but the CoC has not been enforced. I therefore have reasonable doubt that the party will apply its membership conditions in a way that does not disadvantage those with a protected characteristic. I am satisfied that where 7.2 is not enforced and that the CoC breaches related to actions in relation to protected characteristic, it would be reasonable to conclude that the party is unlikely to act in good faith in relation to 7.3.

56. My recommendation is as follows:

    a. The party has not properly set out its structure and organisation in relation to 7.2 where there is evidence of failure to enforce its CoC. The application should be rejected on this basis under PPERA.

    b. The party's failure to enforce its CoC, and its tolerance of prominent members extreme views, cast sufficient doubt that it will operate according to 7.3. This acts as a barrier to membership and should be considered indirect discrimination.

57. This matter is complex and I recommend thorough consideration is made before a final decision is made.

Financial scheme

Link to scheme	Financial Scheme
Recommendation	**Reject**
Summary reason	Cannot determine adoption

58. Pursuant to section 26 of PPERA, a party may not be registered unless it has adopted a scheme which sets out the arrangement for regulating the financial affairs of the party for the purposes of PPERA.

59. I am of the view that the scheme **does** set out the arrangements for regulating the financial affairs of the party of the purposes of PPERA.

    a. The scheme uses our template and contains the name of the party and treasurer throughout as necessary. I cannot identify any modifications to the standard template.

60. Based on the information available to me, I am of the view that the party **has not adopted** the scheme.

    a. The scheme has been signed by all officers.

    b. As set out in the constitution assessment above, I am not able to determine adoption.

61. The party's financial year end **does** match the financial year end indicated on the application form.

Asset and Liability Declaration

Link to record	ALR
Recommendation	**Reject**
Summary reason	
Pursuant to section 28(3B) of PPERA, a party may not be registered unless it has made a declaration that it the asset/liability is or is not met. Has the party has made a declaration under 28(3B)?	
Declaration has been made and states that an ALR is required. I have made further considerations below.	62. Having considered the available information, I am satisfied that an ALR is required.
28(3D) requires that a record of assets and liabilities be provided if the declaration states the condition is met. Where the party has provided an ALR, I have considered whether in my view the record properly reflects the assets and liabilities of the party, at the point of submission.	
I not satisfied that the asset and liability record is properly made.	63. Having conducted searches of the available information, I have found information that suggests the record is improperly made. a. I note that the total the fields "total current assets" and "total assets" do not match the amounts in the break down of current assets and fail to add the assets listed as "total fixed assets". b. Whilst this is likely a minor error on the part of the party, we cannot accept this as a compliant record. 64. I recommend that the application be rejected.

Name

Proposed name	Homeland Party
Recommendation	**Approve**
Summary reason	Meets the PPERA requirements

65. In making my recommendation I have considered the factors set out in the following paragraphs.

66. As explained above, in considering the requirements of the Welsh Language (Wales) Measure 2011 and the Welsh Language Standards, I have sought a translation for this proposed name: **Plaid y Famwlad**. I have considered the relevance of the translation to each of the relevant statutory tests.

    a. I am satisfied that the proposed name is not likely to cause confusion with any name or description registered in Welsh.

67. I am of the view that registration of the identifier **is not likely** to result in electors confusing the applicant party with another registered party.

OAK, Mary (address in the Constituency) National Housing Party United Kingdom[9]	
ASH, James (address in the Constituency) Homeland Party	
PINE, Susan (address in the Constituency) National Liberal Party - Land, People, Environment[10]	

    b. Above are the two most similar identity marks on the register.

    c. No party uses the words ‘Home’ and ‘Land’ on the register together.

    d. I am satisfied that the proposed name is not likely to cause confusion with another registered party.

[9] A party name

[10] A description of National Liberal Party - True Liberalism

68. The proposed identifier, in my view, **is not** obscene or offensive.

    e. I am not aware of any reason that the wording of the party name, in itself, is offensive.

    f. A number of the public comments raise concerns that the party is facists and neo-nazi and there is coverage of this, as per the Applicant party information.

    g. In the 2018 assessment of the Britain First party name, [redacted]

    h. After lengthy consideration, that assessment concluded that:

    "A voter may see Britain First on the ballot paper and recognise that name belonging to an organisation that holds unpopular views but, in my view, will not be offended by the name itself."

    i. The decision agreed with this view.

    j. Our 7 assessments (see 'Application history') of Patriotic Alternative between 2019 and 2023 did not consider the proposed name offensive where similar concerns were raised via public comments.

    k. I am satisfied on the basis of this precedent, and in the absence of any contrary information, that the proposed name is not offensive.

69. The proposed identifier, in my view, is **not likely**, were it to appear on a ballot paper, to result in an elector being misled as to the effect of their vote.

    l. There is a party in Turkey named 'Memleket Partisi', which translates to 'Homeland Party'.[11][12]

    m. Where the two parties use the name in separate languages, I am not of the view

    n. One of the comments says that the party name is misleading because the National Trust in Scotland use the word 'Heritage' in their slogan.

        i. I do not think this is particularly likely to mislead, particularly in light of the registration of the Heritage .

70. The proposed identifier **is not the same** as another identifier on the register.

71. The proposed identifier **is not more** than six words.

72. The proposed identifier, in my view, if published is **not likely** amount to the commission of an offence.

73. The proposed identifier, in my view, is **not likely**, were it to appear on a ballot paper, to contradict, or hinder an elector's understanding of, any directions for their guidance in voting.

[11] https://www.memleketpartisi.org.tr/

[12] https://en.wikipedia.org/wiki/Homeland_Party_(Turkey,_2021)

74. The proposed identifier **does not** include any script other than Roman Script.

75. The proposed identifier **does not** include a word or expression prohibited by order made by the Secretary of State.

Register searches

Table 1: Identity marks that contain words in the proposed identity marks

76. I have conducted a search to identify where words contained in the proposed descriptions and emblems appear on the registers.

77. I undertook the searches on the GB (England, Scotland, Wales) register.

Word searched for: Home		
ID Mark	**Type**	**Party registered to**
Alliance for Green Socialism - Save Homes	Description	Alliance For Green Socialism
National Housing Party Citizens Deserve Homes	Description	National Housing Party United Kingdom
National Housing Party Homes For Citizens	Description	National Housing Party United Kingdom

Word searched for: Land		
ID Mark	**Type**	**Party registered to**
All 4 Freedoms: Scotland Britain Europe	Description	All 4 Freedoms
Alliance for Democracy and Freedom Midlands	Description	Alliance for Democracy and Freedom
Britain First - Long Live England	Description	Britain First
Canvey Island Independent Party	Name	Canvey Island Independent Party
East Cleveland Independent	Name	East Cleveland Independent
English Constitution Party, England, One Nation	Description	English Constitution Party
English Constitution Party, Independence for England	Description	English Constitution Party

English Constitution Party, Self-Determination for England	Description	English Constitution Party
English Democrats - "A Parliament for England!"	Description	English Democrats
English Democrats - "Believe In England"	Description	English Democrats
English Democrats - "England's National Party!"	Description	English Democrats
English Democrats - "Putting England First!"	Description	English Democrats
English Democrats - "Stronger For England"	Description	English Democrats
English Democrats - For an Independent England!	Description	English Democrats
English Democrats Love England - Leave EU!	Description	English Democrats
The English Democrats - "Putting England First!"	Description	English Democrats
Freedom Alliance England	Description	For Future's Sake – Freedom Alliance
Havering Residents Association - Rush Green / Crowlands	Description	Havering Residents Association
Holland On Sea & Eastcliff Matters	Name	Holland On Sea & Eastcliff Matters
Holland On Sea & Eastcliff Residents	Description	Holland On Sea & Eastcliff Matters
Holland On Sea Residents	Description	Holland On Sea & Eastcliff Matters
Hornchurch Residents' Association Hylands Ward	Description	Hornchurch Residents Association
Independence for Scotland Party	Name	Independence for Scotland Party
Independent Green Voice - Organic Green Scotland	Description	Independent Green Voice
East of England Independent Network	Description	Independent Network
Island Independent Network	Description	Independent Network
Scotland Independent Network	Description	Independent Network
West Midlands Independent Network	Description	Independent Network
Lincolnshire Independents - South Holland	Description	Lincolnshire Independents Lincolnshire First
National Liberal Party - Land, People, Environment	Description	National Liberal Party - True Liberalism
Our Island	Name	Our Island
Scotland - Unhyphenated	Name	Scotland - Unhyphenated

Scotland Unhyphenated People Before Party	Description	Scotland - Unhyphenated
Scotland Unhyphenated Country Before Party	Description	Scotland - Unhyphenated
Scotland Unhyphenated Scotland First	Description	Scotland - Unhyphenated
Scotland Unhyphenated Sensible Sustainable	Description	Scotland - Unhyphenated
Scottish Green Councillors - Working for Scotland	Description	Scottish Green Party
Scottish National Party – Stronger for Scotland	Description	Scottish National Party (SNP)
Scottish Socialist Party - Independent Socialist Scotland	Description	Scottish Socialist Party
Skelmersdale Independents Representing Up Holland First	Description	Skelmersdale Independent Party
South Holland Independents	Name	South Holland Independents
South Holland Independents, District before party	Description	South Holland Independents
South Holland Independents, putting you first	Description	South Holland Independents
South Holland Independents, working for you	Description	South Holland Independents
Liberal Party In Scotland	Description	The Liberal Party
Republican Socialist (England)	Description	The Republican Socialist Party
Republican Socialist (Scotland)	Description	The Republican Socialist Party
Uplands	Name	Uplands
Vanguard Party championing Cumberland	Description	Vanguard Party
Vectis Party – For the Island	Description	Vectis Party
Vectis Party – Proud of the Island	Description	Vectis Party
Vectis Party – Subsidise mainland hospital travel	Description	Vectis Party
Vectis Party – Supporting younger Islanders	Description	Vectis Party

Public comments

All comments are original and verbatim. All comments are tracked to the RP1 case.

Table 1: Comments received on this application

Commenter	Comment
21 November – [redacted]	I have written to you on a number of occasions about the Homeland Party, their extremism and their links to far-right terrorism. I have previously written to you about Anthony Burrows – he is listed on the application to the Electoral Commission as the Nominating Officer. I have previously given you links that have shown that Burrows has shared links to archives of material that encourage terrorism. Previously it has been quoted by a Judge in the Burrows case that: "As our overview of the appellant demonstrates, as exemplified in some of the highlighted posts, he had given us significant concerns coupled with sharing links to terrorist literature and manifestos. Consequently, we take the view that the police were quite correct to act as they did when his shotguns were removed in August 2021 and his licence was revoked. "Although the appellant asserted in his evidence that he was no longer associated with Patriotic Alternative we had issues as to his credibility. We were thus satisfied, on the balance of probabilities, that the appellant demonstrated views that were sympathetic towards violence aimed at non-white ethnic or religious groups, and his reckless provision of links to potential terrorist manifestos and literature were such that he was a danger to the peace."

	This can be found: https://theferret.scot/far-right-homeland-member-loses-shotgun-licence/ However, new evidence has now come to light further proving that Burrows shared links to far-right terrorist literature. Anti-fascist group Red Flare have archived tweets from Burrows' profile proving he did indeed share links to pages and archives that posted a large number of terrorist manifestos and other illegal far-right and extremist material. This can be found here: https://twitter.com/redflareinfo/status/1425760025818116103 This is another important expose of a dangerous extremist within the Homeland Party who wishes to use the democratic system in order to spread hate and target minority groups.
17 October – [redacted]	I have written to you previously about the 'Homeland Party'. Last Sunday (15.10.2023) a publication in Scotland that I have drawn your attention to in previous correspondence has published a further expose on the Homeland Party. You can read this expose here: https://www.thenational.scot/news/23856090.politicians-urge-probes-councillors-far-right-allegations/ [redacted]

	[redacted] [redacted] The same neo-Nazi Telegram group also included Homeland's chairman, Kenny Smith, who used the chat to recruit members of Patriotic Alternative (PA) Scotland – Homeland's predecessor." I suggest that you read the entire article to further understand the links between the Homeland Party and violent individuals who promote terrorism aimed at minorities.
13 October – [redacted] [redacted]	I have written to the Electoral Commission on two previous occasions in relation to the 'Homeland Party'. The Homeland Party is an extremist organisation that holds views that are abhorrent. What's more, their members and supporters include violent criminals who pose a threat to minority communities around the United Kingdom. I have written to you and provided information on several Homeland Party members including one Anthony Burrows who is calling himself the Homeland Party 'Nominating Officer'. [redacted] [redacted]

	[redacted] [redacted] I hope this information is useful to you.
01 September – [redacted]	Since writing earlier in the year there has been an important expose of the Homeland Party organiser Anthony Burrows – he is someone rumoured to be involved in application for the Homeland Party to become a registered political organisation. Burrows is a violent extremist and had three shotguns confiscated from his home in 2021 by Derbyshire police. Thanks to a recent court case it has been revealed that the decision to seize his firearms was in part due to him sharing links to terrorist literature: https://twitter.com/redflareinfo/status/1696526525057859860 Further to this, an article in the Derbyshire Telegraph reveals: "Although the appellant asserted in his evidence that he was no longer associated with Patriotic Alternative we had issues as to his credibility. We were thus satisfied, on the balance of probabilities, that the appellant demonstrated views that were sympathetic towards violence aimed at non-white ethnic or religious groups, and his reckless provision of links to potential terrorist manifestos and literature were such that he was a danger to the peace. "He demonstrated little self-restraint in that regard. Regrettably, we concluded that we could not just say he was what some might term a 'keyboard warrior'."

	https://www.derbytelegraph.co.uk/news/local-news/not-just-keyboard-warrior-mans-8711183 It has now been revealed in open court that Burrows shared "links to potential terrorist manifestos and literature were such that he was a danger to the peace." This is a further example of leading members of the Homeland Party being involved in violent extremism and having links to terrorism. I hope this information helps in any future decision you make relating to the group being granted status as a legally registered political entity.

Table 2: Comments received on previous applications to register identity marks

All comments are original and verbatim. All comments are tracked to the RP1 case.

Commenter	Comment	Consideration
1 June - [redacted]	Hi I would like to raise a comment about 'Homeland Party' in relation to their application. I believe the logo and name is intended to mislead voters. The National Trust for Scotland have just released their new logo for their ten year plan going forward. The logo is very similar to that of Homeland Party. In addition, the National Trust in Scotland uses the term 'Heritage' as their slogan, I believe Homeland have used a similar sounding word and imagery to confuse voters	- The party has not applied for an emblem. - The words 'Homeland' and 'Heritage' are not particularly likely to mislead, in my view. That is more the case where we have registered "Heritage Party" in 2020.

31 May – [redacted]	I am very concerned about the Homeland being registered as a political party. It is a far right facist organisation that sows hatred and division in the community. Its name does not reflect its purpose and will mislead the public. As a plural and progressive country we should not allow such dangerous nazi-like organisations, which seek to sow hatred and stimulate hate crime, to register as political parties and parade as some kind of honest organisation. I am very much against the registration of Homeland as a political party.	- In relation to the party misleading the public as its name does not "reflect its purpose". We do not regulate the political content of campaign material. This does not fall within the remit of our considerations.
30 May – [redacted]	my comment about the registration of the homeland party is that they are a white nationalist splinter group from a banned far right terrorist group called national action and the British national front, they support anti-semitic conspiracy theory, extreme racism and homophobia	-
29 May – [redacted]	I am a [redacted], anti-fascist and researcher. I have noticed that a new and particularly dangerous fascist and neo-Nazi group named 'Homeland' has applied to become a political party under the name 'Homeland Party'. I am writing to let you know a little about this group, the danger they pose to the public, those involved with the group and how they seek to circumvent Equalities Legislation. Firstly, a little background: Homeland is a split from Patriotic Alternative and the group is made up of numerous extremists. Homeland split from Patriotic Alternative in order to become 'more exclusive' and more 'highly vetted'. The split came about because those in Homeland wanted to insist on 'home visits' and a system whereby all members must 'consent' to handing over their passports or driving licenses. This is a breach of Equalities Legislation, as it would clearly be used to intimidate or force out those from minority backgrounds – be they ethnic or religious minorities, sexual minorities, those with different gender identities or those with disabilities. This was originally a tactic which the BNP attempted to use to keep out ethnic minority members when the Equalities Commission took them to court over their all-white membership policy which was proved in court to be unlawful.	- Comments relating to vetting procedure considered in constitution assessment. - Matters related to the leaked meeting audio are considered in appendix 2. - [redacted] - I am able to substantiate the claims that Anthony Burrows had firearms confiscated.[13] - I am not able to substantiate that [redacted]. - I am not able to substantiate that [redacted]

[13] https://redflare.info/Homeland_British_fascism_fractures-RF.pdf

[redacted]

The Homeland and Patriotic Alternative split can be read about here: https://www.thenational.scot/news/23477488.patriotic-alternative-split-results-dangerous-homeland-group/

What is more disturbing is that those involved in this split held their first meeting on Hitler's birthday. https://theferret.scot/far-right-group-formed-hitler-birthday-patriotic-alternative-splits/

The Daily Record also reports that this split is an attempt to circumvent Electoral Commission rulings that have prevented Patriotic Alternative from registering and being able to stand in elections: https://www.dailyrecord.co.uk/news/scottish-news/notorious-far-right-extremist-plan-29805617

Secondly, the Electoral Commission should also be informed of those involved with Homeland.

Kenny Smith: the group's leader has been involved previously with the British National Party and Patriotic Alternative. Kenny smith [redacted] and was recently found guilty of a firearms offence: https://theferret.scot/leader-far-right-patriotic-alternative-scotland-court-guilty-firearms-charges/

Anthony Burrows: a former organiser in Patriotic Alternative has also been visited by the police and had his firearms confiscated, he is currently taking court action over his suitability to own firearms with the police arguing that due to his extreme political views and repeated social media posts about violence he should not be allowed to own firearms.

---

15 [redacted]

[redacted]

[redacted]

[redacted]

There is also an extensive report on the views espoused by Homeland members on Hope Not Hate, a vital resource for Anti -Fascists, it can be accessed here: https://hopenothate.org.uk/2023/05/07/exposed-the-sickening-true-beliefs-of-nazis-behind-the-new-homeland-party/

Please note, several of the comments made by Homeland members are extremely distressing to read and are potentially in breach of the law. What's more, at least one of the members of Homeland were active within the now banned neo-Nazi terror organisation National Action.

I hope you take this into account when deciding whether this group should be a registered political party.

2 May – [redacted]	Thank you for the reply. It was just according the audio recording of their former admin officer they had presented information in their last application stating they only had one bank account whereas the admin officer, Kenneth Smith's personal account was being used for PA payments. Donations would be received through the website and those donations would then go to his account. Then they would be transferred back to the PA account or one of the directors. PA were not able to receive payments via their website as such after their banking facility had been removed hence the unorthodox arrangement that developed in August 2022. Also, each PA region had it's own bank account, usually, two, though usually in a manner which it would not be possible to tell as it would be usually in the name of a regional officer. The regions being PA Scotland, PA North East, PA North West, PA Wales, PA West Mids, PA East Mids, PA East of England, PA South East and PA South West. PA London were already defunct. As nearly all the regional officers would have left during this split in the group it is unclear what banking facilities remained. So it's not so much about funding, etc...but statements they made during the application process and given the number of times they have attempted to apply to be a political party I thought it was something to be aware of should they choose to do so again. Also, within the audio recording , the former PA admin officer who has set up another organisation, Homeland Party, will attempt to register as political party, it did not sound	-

	entirely orthodox as how they would be applying. Though this has already been reported in the media so you are probably aware of this situation.	
22 April - [redacted]	There is an audio recording with regards to two political organisations which I think the EC need to listen. They refer to Patriotic Alternative who have had their application rejected multiple times. The recording is made by the former admin officer, Kenny Smith, and has been posted on a former PA members YouTube channel - Smith was essentially third in command of PA. In it makes claims how PA had multiple bank accounts and even one Smith set up himself PA payments yet it seems the EC were only told about one. Also, talks about "hiding" donations, couldn't quite pick up what was meant by that, but I think it refers to how donations from the web page, then encrypted. I couldn't follow it. Smith has formed his own group, Homeland, and they have or applied to be political party but in the recording he states that it will be done by 2/3 people who are unknown to the EC, i.e. not appeared in numerous newspaper headlines for being involved in the far right such as Kenny Smith - Background to the split - https://www.searchlightmagazine.com/2023/04/breaking-news-patriotic-alternative-split/ Link to audio on a Youtube channel (it has been leaked in numerous other locations) https://www.youtube.com/watch?v=RB6P8bv29TA	-

Appendix 1 – Evidence of omitted structures

1. Please note that the links to the original posts show that they have been altered or deleted by the party. What is show in screenshots is what appeared at the time of the original application.

No.	Type of structure	comments	Linked evidence	date
1	East Midlands branch	"*Homeland activists in the **East Midlands**…"*	https://t.me/HomelandParty/10	25/04/2023

The Homeland Party - Where You Belong









Homeland activists in the East Midlands braved the miserable weather on St George's Day and stood with the people of Long Eaton as they protested the housing of 400 migrants in two of the town's luxury hotels, Novotel and Best Western.

We made it clear that we will not allow Long Eaton to be transformed into yet another multicultural melting pot. This was much to the disappointment of the police, who allowed the bused-in counter-protestors to swamp our space in an attempt to break our morale. Their bark is worse than their bite, however, and we were not intimidated by their childish posturing and tired insults.

2	Wales, West Midlands branches regional organisers	“*We were blessed with three speeches, two from our* ***regional organisers****, Jerome O'Reilly of* ***Homeland Wales****,* [redacted] *f* ***Homeland West Midlands***”	https://t.me/HomelandParty/24	30/04/2023

The Homeland Party - Where You Belong



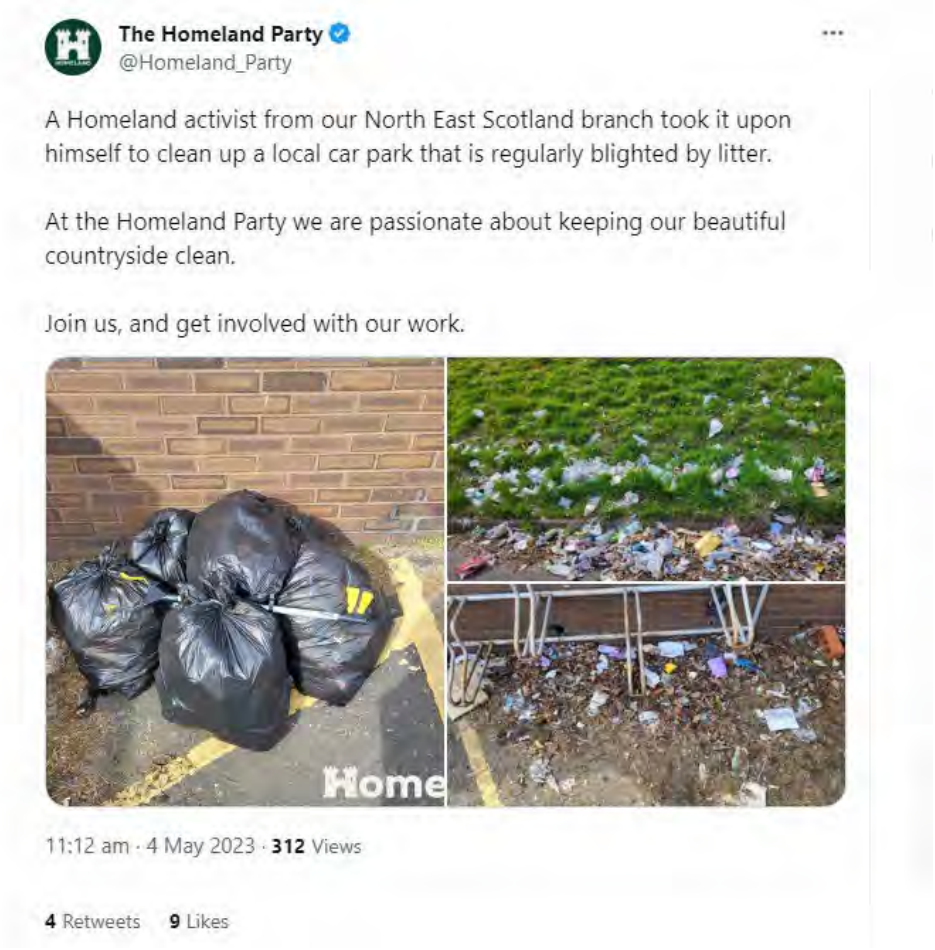
Today the Homeland Party held their debut demonstration in the town of Cannock. They stood in the face of heavy opposition from bussed in communist agitators, but didn't let it stop them from delivering the message that CANNOCK SAYS NO!

The trade unions fund protests against working people who simply wish to stand up for themselves and their community. They do not represent the views of a working class majority, they only represent a twisted & indoctrinated minority.

We were blessed with three speeches, two from our regional organisers, Jerome O'Reilly of Homeland Wales, Connor Marlow of Homeland West Midlands, and top activist, Alec Cave, formerly known as Wesley Russell.

HomelandPartyOfficial

Get Involved / Contact Us

3	North East Scotland Branch	"*A homeland activist from our **North East Scotland branch…**"*	https://twitter.com/Homeland_Party/status/1654066453430128640?s=20 	04/05/2023
4	North East Scotland "Team"	"*The Homeland **team in North***	https://twitter.com/Homeland_Party/status/1654142629645303808?s=20	04/05/2023

		East Scotland"	**The Homeland Party** @Homeland_Party The Homeland team in North East Scotland took to the cold sands of Broughty Ferry beach for one of their trademark fitness sessions. We need to be good examples of men and women in order to win over those around us. Physical fitness is one small part of this. Why not join us?  4:15 pm · 4 May 2023 · **217** Views

5	Organisational team	*“We will also be encouraging and promoting many forms of recreational activity for Party Members and supporters in the same way that **our organisational team** have being doing across the count* *ry for several years now before the formation of Homeland.”*	https://t.me/HomelandParty/50	08/05/2023


The Homeland Party - Where You Belong
Homeland in The Herald
The Herald newspaper's main writer Neil Mackay devoted four whole pages to a feature piece on the formation of our Homeland Party.
While it was filled with many inaccuracies – which we won't correct, as you should never interrupt your enemy when they are making mistakes – it is worth me making comment on a few points.
The language in the report is much more measured than we have seen in recent times when reports are being made on Nationalists. One area that our Party will be strong on is challenging the mainstream media when they smear us with the labels that are beyond the pale. Indeed, today a formal complaint has been lodged with the *Daily Record* over the use of descriptive slurs in their last article about us.
As usual, the state-sponsored organisation I refer to as Dupes of Hate were writ large throughout the pages. It will come as no surprise to anybody involved with our Party, but the report suggested that people who are productive members of society are active in Homeland. Imagine that! A Party promoting positivity in communities as well as in the wider nationalist movement is filled with people that exemplify what it means to be an upstanding Nationalist.
These scoundrels who want to smash the world our forefathers built and replace it with a modern monstrosity

Nationalists are in community councils, they exit mainstream parties despite having being officers and candidates for them in the past, and they do important jobs across the country with all manner of organisations and companies.

What we need going forward is for more Nationalists to realise that they are a cut above these progressive liberals and to start to push themselves into positions of authority in communities and workplaces. If the haters and liars are spitting feathers now, imagine how they'll froth at the mouth when we start to take control of aspects of life that have in recent times being left solely to these culture-destroyers.

There are folk already in Homeland who can tell you how they have made a positive impact for their neighbourhood by taking a role or position in a community organisation or at their workplace.

There are some worm-tongued charlatans who will tell you that community politics is just about electoral politics and that Homeland Party are only interested in fighting elections. This is a blatant lie.

Community politics has actually got very little to do with the fighting of elections. It's about having a positive impact in your local community and providing that community with local leaders who will stand up for them. If done correctly, these local leaders may then become the elected

We will also be encouraging and promoting many forms of recreational activity for Party Members and supporters in the same way that our organisational team have being doing across the country for several years now before the formation of Homeland.

Today, [redacted] and other Homeland activists continued their important work in Erskine supporting the local community and it was nice to see *The Herald* advertise the demo. There is an article elsewhere on the website showing our awesome new Homeland banners and the brilliant t-shirts the local community produced. [redacted] and the team looked very smart in their new attire, which made the scruffy left-wing mob look even more dishevelled than usual.

With fantastic folk like [redacted] and others across the UK working hard in local communities we are confident Homeland Party will be successful in our aims. If you share our vision, get in touch and help make a positive impact in your community.

Kenny Smith

t.me/HomelandParty/50 1.0K edited May 8 at 18:08

6	Local contact	“*inquirers can fill out all their details and hand them back to the* ***local contact*** *in their area.”*	https://t.me/HomelandParty/65	12/05/2023

The Homeland Party - Where You Belong



Our new business cards, which include a handy section where inquirers can fill out all their details and hand them back to the local contact in their area.

7	Lothian	“***Our Lothian activists*** *revisited…”*	https://t.me/HomelandParty/70	13/05/2023

			The Homeland Party - Where You Belong HOMELAND HOMELAND Today our Lothian activists revisited Traprain Law near Haddington for a get together and walk with the dogs. After the fog lifted the activists were treated to a stunning view of the East Lothian coastline. Whilst community politics is the top priority we are always happy to have a get together for a barbecue, hike or just a coffee. HomelandPartyOfficial Get Involved / Contact Us Twitter t.me/HomelandParty/70 631 May 13 at 20:41		

8	Yorkshire, North East, West Midlands	"*Homeland* ***activists from Yorkshire****, the* ***North East****, and the* ***West Midlands****…"*	https://twitter.com/Homeland_Party/status/1657829340220981248?s=20  	14/05/2023
9	Regional organisers	"*Of the 54* ***organisers*** *in Patriotic*	https://www.searchlightmagazine.com/2023/05/britains-biggest-nazi-group-fractures-the-patriotic-alternative-split-and-where-it-leaves-britains-far-right/	15/05/2023

		Alternative (PA), ***32 deserted*** *its founder and leader* [redacted] *in late April 2023 and defected to a new breakaway movement, the Homeland Party*"		
10	West Midlands and Wales "activists"	"*Homeland* ***activists from West Midlands and Wales*****"**	https://t.me/HomelandParty/82	16/05/2023


The Homeland Party - Where You Belong
Homeland
Party
Homeland activists from West Midlands and Wales met at Haughmond Abbey near Shrewsbury to explore this Augustinian monastery founded in the 12th century and to enjoy a woodland walk. This was followed by lunch at a local country pub after which some of the group decided to take the forest path up to the top of Haughmond Hill where they had panoramic views across England and Wales.
HomelandPartyOfficial

11	East Midlands	“***Activists** from the East Midlands*”	https://t.me/HomelandParty/106	22/05/2023

The Homeland Party - Where You Belong



On Sunday activists from the East Midlands were out cleaning up litter at a local park.

Archer's Field in Stapleford is often ridden with rubbish, including beer bottles, food wrappers and even car tyres and batteries.

After a hard day's work, activists and their families from the East Mids and Yorkshire enjoyed Sunday evening together over home made pizza.

12	Midlands	“***Activists** from the Midlands*”	https://t.me/HomelandParty/134	04/06/2023


The Homeland Party - Where You Belong
Homeland
Party
Homeland
Party
Activists from the Midlands were out in Cannock for a banner-drop, signalling a bold message, *Put our people first.*
Motorists passing by honked in the dozens in support of the message displayed, showing that many are conscious of the plight we here in England face.
HomelandPartyOfficial
Get Involved / Contact Us

13	Recruiting for local activists.	*“Homeland membership is open to all. We are keen to recruit those who want to be open advocates for Nationalism in their communities.”*	https://t.me/HomelandParty/197	23/06/2023



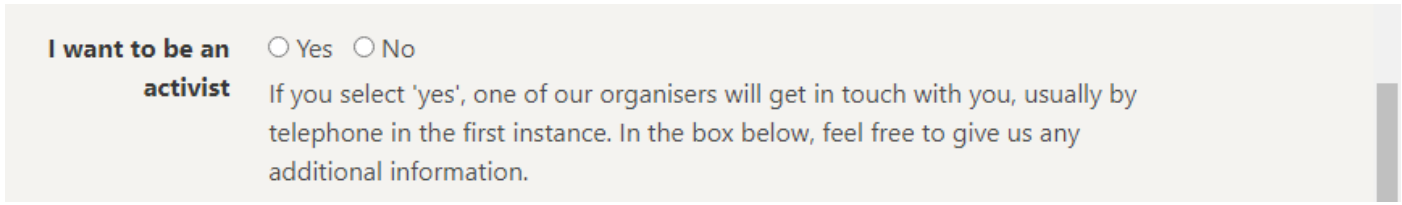
Join the Homeland Party today

We are delighted to announce that Membership is now available.

This is an exciting new way forward for Nationalism in Britain with a central focus on community politics.

Since forming on the 8th of May we have begun the hard graft that is needed in local communities around the country. We already have two Parish Councillors in England and two of our members are Community Councillors in Scotland.

Work is ongoing in many other areas across the country to increase these numbers and make a real impact in the neighbourhoods we live in. We want nationalists in power instead of the liberal progressives, so we can be the bulwark against the destruction of our communities.

14	Membership page	"*If you select 'yes', one of our **organisers** will get in touch with you*"	https://homelandparty.org/join/ 	-

Appendix 2 – Audio recording of inaugural meeting

1. Here are the notes the Party Registration team made whilst the video was available. The notes highlight the following matters:
    a. The group talks about how it has had to hid how it gets donations from its payment processor as otherwise they will refuse to deal with them.
    b. The majority of regional organisers from Patriotic Alternative have left to be part of Homeland.
        i. This indicates that substantial numbers of 'officers' of PA have moved over and that they may have taken up similar roles for Homeland.
    c. It is discussed that PA regional branches had their own bank accounts.
        i. This is usually a strong indication that those branches are actually accounting units. There is the potential that this structure has been replicated in Homeland.
    d. Further discussion of branch bank accounts at PA. most branches had 2 accounts. Some discussion about opening these in other names – "positive action" – and activists opening these accounts directly.
    e. Most regions operate with small amount of funds. Discussion that this money should not go back to PA, but be kept when the party splits.
        i. Indication that the party may have more assets to declare than has been recorded.
        ii. Further indicates there are multiple units of PA, and potentially the same applies to this application.
    f. Regional organisers manage membership

    g. **It is openly discussed that Homeland will be a party with accounting units.**
2. There are indications that:
    a. The party has a substantial branch and regional organiser network already, which has carried over from PA.
    b. There is the potential that any branches will operate with their own bank accounts
3. In addition to this the audio states that the party intends to register with accounting units.
4. It appears that, if the party does indeed have branches, they likely have some assets. Where branch structures have been excluded from the constitution, it seems likely that any branch assets have also been omitted. We should seek to clarify this with the party.

Appendix 3 – code of conduct breaches

Ant Burrows, proposed nominating officer

Application lists Ant Burrows as the proposed nominating officer.
Constitution:
3.4 – nominating officer is member of the national council.
3.8 – all members of the NC shall be members of the party.

Summary:
Ant Burrows had his shotgun licence revoked, in part because he shared links to "terrorist literature and manifestos". The judge determined that he was sympathetic towards violence aim at non-white ethnic religious groups" and that he was "a danger to the peace".

Derbyshire Live, 30 August 2023 - Not just a 'keyboard warrior': Man's alleged links to Patriotic Alternative see shotgun appeal fail

- *The 34-year-old was accused of posting a photograph including Adolf Hitler and the former Ku Klux Klan leader David Duke in response to being asked "describe your politics with four people". Another Twitter post on the same account showed what appeared to be mass graves of Muslim people, calling the people who held those religious views a derogatory name.*
- *Dismissing the appeal, Judge Jonathan Bennett said: "As our overview of the appellant demonstrates, as exemplified in some of the highlighted posts, he had given us significant concerns coupled with sharing links to terrorist literature and manifestos. Consequently, we take the view that the police were quite correct to act as they did when his shotguns were removed in August 2021 and his licence was revoked.*
- *"Although the appellant asserted in his evidence that he was no longer associated with Patriotic Alternative we had issues as to his credibility. We were thus satisfied, on the balance of probabilities, that the appellant demonstrated views that were sympathetic towards violence aimed at non-white ethnic or religious groups, and his reckless provision of links to potential terrorist manifestos and literature were such that he was a danger to the peace.*
- *"We concluded the appellant was not being refused his application because his views were unorthodox or unpopular but [because they] were in fact a danger to the peace. He was not, as he sought to portray himself, a kind of political martyr. It was far more than holding what some political opponents might regard as 'abhorrent views'. His views conflicted with the fundamental rights of others."*

The Ferret, 01 September 2023 – Far right Homeland member loses shotgun licence

Quotes same as above.

The quotes from the judgement demonstrate breaches of the following provisions of the code of conduct:

- Expressions of hatred

- Encouragement of glorification of terrorism or violence
- Grossly offensive and obscene



[redacted]

Kenny Smith, proposed leader

Application lists Kenny Smith as the proposed leader.
Constitution:
3.4 – chair is member of the national council.

3.8 – all members of the NC shall be members of the party.

4.3 – the chair is the leader.

I am satisfied that the X.com account user account Clay1984More is an account used by Kenny Smith, the proposed leader.

- The profile name is "Kenny Smith (Homeland Party)"
- The account bio states "Chairman of the Homeland Party."
- The account links to the party website.
- The profile picture has recently been updated to one of the party leader.

This account has liked, posted or retweeted content that can reasonably be described as antisemitic and racist and promoted organisations that have been described in this way by multiple publications.



https://x.com/AJGrumblestilch/status/1637528508560801798?s=20

- The account user has liked a tweet which uses the word “loxism”. Definitions of this are a neo-nazi, antisemitic term that means “anti-white racism by Jewish people”.[16] [17] I note that this would posit that Jewish people are not white.
- This article defines loxism “*This term refers to lox, a type of brined salmon preparation that is commonly associated with the Ashkenazi Jewish community in the US, and is used by far-right groups to denote the ‘antiwhite racism’ that they accuse Jewish people of practising.”*

Prima facie, it would seem reasonable to consider a post this phrase as grossly offensive.

[16] https://en.wiktionary.org/wiki/loxism
[17] https://www.wordsense.eu/loxism/



https://x.com/Clay1984More/status/1634253662645002258?s=20

- The Anti-Defamation League describes the “great replacement” as a “racist conspiracy theory”.
  - They note the theory was adopted by the white supremacist movement and is associated with antisemitism.
  - The cite examples of several mass killings committed by individuals motivated by the theory.
  - In a later article, the state “*it is rooted in a racist European philosophy*”
- The Immigration Forum describe it as a theory “*wrapped in xenophobia and extremism*.”

Prima facie, it would seem reasonable to consider a post promoting ‘great replacement’ as grossly offensive.



https://x.com/Clay1984More/status/1613531600528052226?s=20

- Heritage and Destiny website states: “*Heritage and Destiny reflects a cross-section of 21st century racial nationalist opinion.*”

- Searchlight described it as an "*intellectual Nazi publication Heritage and Destiny.*" This article describes a meeting, hosted by the assistant editor, that hosted "well known Holocaust deniers", notably Robert Faurisson, who the New York Times called an "*Anti-Semitic propagandist whose denial of the Holocaust earned him multiple prosecutions.*"
- In September 2023, a number of articles reported on the annual meeting of Heritage and Destiny to honour far-right figures, including Oswald Mosley.
    - Blog Preston, 8 September 2023 – Preston's leaders condemn Nationalist meeting set to honour far-right figures
    - Lancashire Post, 8 September 2023 – Preston social club 'tricked' by nationalist group into hosting controversial gathering
    - Daily Mirror, 11 September 2023 – Church-run social club tricked into hosting racist group's 'white power' party
    - Manchester Evening News, 22 September 2023 – Hotel's horror at being duped into hosting 'notorious neo-Nazi' and far right conference
- In September 2021, giving evidence to a Parliamentary Committee, Hacked Off Campaign described Heritage and Destiny as "*a website and magazine which promotes antisemitism and other racist beliefs.*"

Prima facie, it would seem reasonable to consider a post promoting this publication as grossly offensive.

The social media posts, which were live at the time of writing, demonstrate breaches of the following provisions of the code of conduct:

- Grossly offensive and obscene

Additionally, they arguably "Expressions of hatred".